

Washington, Thursday, July 26, 1945

The President

PROCLAMATION 2656

AIR FORCE DAY

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA

A PROCLAMATION

WHEREAS the United States Army Air Forces have demonstrated throughout the world the ability of air power to spearhead the attacks of our Armed Forces against our enemies, and have materially contributed to the successful completion of the war in Europe; and

WHEREAS the men of the Army Air Forces have fought and died gallantly to win for us success in every corner of the world: and

WHEREAS millions of our countrymen, military and civilian, have recognized the potentialities of air power and have, in the Armed Services and on the home front, faithfully served and worked to achieve the air power essential to the winning of the wars in which we have been and are engaged:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, in order that we may do honor to the men and women of the Army Air Forces and pay tribute to those who have supported the development of our Country's air power, do hereby proclaim Wednesday, August 1, 1945, as Air Force Day, and do invite the Governors of the various States to issue proclamations calling for the observance of that day.

I also strongly urge the civilian workers of this Country to maintain steadfastly their brilliant record of supplying our Army Air Forces with the weapons they must have to speed our final victory in this war.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE this 20th day of July in the year of our Lord one thousand nine hundred and forty-five, and [SEAL] of the Independence of the The Codification Guide, consisting of a numerical list of the parts of the Code of Federal Regulations amended or added by documents appearing in this issue, follows the table of contents.

United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

Joseph C. Grew, Acting Secretary of State.

[F. R. Doc. 45-13533; Filed, July 24, 1945; 12:35 p. m.]

PROCLAMATION 2657

NATIONAL DEFENSE PIPE LINE—THE TEXAS-EMPIRE PIPE EMP COMPANY

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMIATION

WHEREAS the act of Congress entitled "An Act to facilitate the construction, extension, or completion of interstate petroleum pipe lines related to national defense, and to promote interstate commerce", approved July 30, 1941 (55 Stat. 610), as amended, vests in the President certain powers relating to the construction, extension, completion, operation and maintenance of interstate pipe lines related to national defense:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, under and by virtue of the authority vested in me by the said act, as amended, do hereby find and procleim:

(1) That for national-defence purposes it is necessary that there be constructed and completed a pipe line system for the transportation of petroleum and petroleum products moving in interstate commerce originating in the vicinity of Cushing, Oklahoma, and extending in a northeasterly direction to a point at Hey-

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NOTICE

The 1943 Supplement to the Code of Federal Regulations, covering the period June 2, 1943, through December 31, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book.

Book 1: Titles 1-31, including Presidential documents in full text. Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

The complete text of the Cumulative Supplement. (June 1, 1938-June 1, 1943) is still available in ten units at \$3.00 each.

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worth, Illinois, the route of which is on file in the Office of Petroleum Administrator for War, detail survey map of of which shall be recorded in the said office:

- (2) That The Texas-Empire Pipe Line Company, a private corporation organized under the laws of the State of Delaware, has commenced the work necessary for the construction of the said pipe line and facilities under Project NC-8613 approved by the War Production Board on March 26, 1945, and represents that it is prepared to complete the said pipe line and facilities; and
- (3) That for the purpose of construction, completion, operation, and maintenance of the said pipe line system, it is

necessary that the said Company have the right, as provided in the aforesaid act, as amended, by the exercise of the right of eminent domain, to acquire along the route in Logan, Dewitt, and McLean Counties, Illinois, between the said Company's Beason Junction in Logan County, Illinois, and its Heyworth Station in McLean County, Illinois, a distance of approximately seventeen miles, easements and rights-of-way not to exceed fifty feet in width, for the construction, completion, operation, mainte-nance, and removal of the pipe lines, including the right of access thereto over adjoining lands, and the said right to exercise the right of eminent domain is hereby granted to the said Company: Provided, that such right of eminent domain shall be exercised by the said Company for the aforesaid purposes prior to June 30, 1946: And provided further, that the said pipe line and facilities herein identified shall be constructed, completed, operated, and maintained subject to such terms and conditions as the President may hereafter from time to time prescribe as necessary for national-defense purposes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE THIS 20th day of July in the year of our Lord one thousand nine hundred and forty-five, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUZIAN

By the President:

JOSEPH C. GREW,

Acting Secretary of State.

[F. R. Doc. 45-13534; Filed, July 24, 1945;
12:35 p. m.]

Regulations

TITLE 7—AGRICULTURE

Subtitle A-Office of the Secretary

Part 6—War Contract Settlement

MISCELLANEOUS AMENDMENTS

The following amendments to the regulations contained in Part 6, issued pursuant to the authority contained in The Contract Settlement Act of 1944 (58 Stat. 649; 41 U.S.C. App. Supp. 101–125) are hereby prescribed.

- 1. Section 6.31 is amended to read as follows:
- § 6.31 Settlement of subcontracts without approval. Settlement of termination claims arising under subcontracts may be made by war contractors without the approval of the Department when such settlements are made on the basis of settlement proposals submitted by subcontractors on copies of OCS Form 1a (9 F.R. 12547) for use where it is proposed to retain or dispose of all inventory and the amount of the net settlement proposal is less than \$1,000. War contractors may also make settlement of

termination claims arising under subcontracts without approval in the event that (a) the amount of the claim does not exceed \$5,000 and (b) authority has been granted by the Director of Surplus Property and Reconversion to settle such claims. Authority to settle any claim without approval may be revoked, at any time bafore the settlement is concluded, by notice in writing to the war contractor over the signature of the Director of Surplus Property and Reconversion. Except as provided in this section, no settlement of the termination claims of subcontractors, made without approval, shall be binding.

- 2. Section 6.34 is amended to read as follows:
- § 6.34 Direct settlement and payment of subcontractors' claims. Unless a different procedure is approved by the terminating officer, sattlement of subcontractors' claims and payment thereof will be made by the war contractor who placed the contract. Where a subcontractor is of the opinion that any war contractor is not financially responsible or where the death or dissolution of such contractor, or other circumstances, make it necessary for the protection of the subcontractor that settlement or payment be made directly with or to the subcontractor, such fact should be reported immediately to the terminating officer. Whenever the terminating officer is satisfled of the inability of a war contractor to meet his obligations to a subcontractor, such terminating officer shall require such supervision or control over payments to the war contractor on account of the termination claims of subcontractors of such war contractor to such extent and in such manner as the terminating officer deems necessary or desirable for the purpose of assuring the receipt of the benefit of such payments by the subcontractors. Such decision by the terminating officer is subject to review by the Director of Surplus Property and Reconversion."
- 3. Section 6.36 is amended to read as follows:
- § 6.36 Formalization of obligations and commitments. Where a formal or technical defect or omission in a prime contract or in any grant of authority to an officer or agent, in the judgment of the appropriate officer of the Department might invalidate an obligation or commitment created or incurred by the Department, he shall formalize the obligation or commitment within 90 days from the notice to the Director of Surplus Proparty and Reconversion of such formal or technical defect or omission.

Issued this 25th day of July 1945.

[SEAL] CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Dat. 45-13605; Filed, July 25, 1945; 11:63 a. m.]

¹See Reg. 17, dated May 29, 1945 (10 F.R. 6259).

Chapter VII—Agricultural Adjustment Agency

[ACP-1945-2]

PART 701—AGRICULTURAL CONSERVATION PROGRAM

MATERIALS AND SERVICES IN LIEU OF PAYMENT

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestics Allotment Act, as amended, the 1945 Agricultural Conservation Program, as amended, is further amended as follows:

1. Section 701.607 (c) is amended to read as follows:

§ 701.607 Conservation materials and services. * * *

(c) Materials and services in lieu of payment. Notwithstanding any other provision in the bulletin, if no flaxseed payment or red clover, alsike, or alfalfa seed harvesting payment is earned on the farm, materials or services furnished will be in lieu of the entire payment for the farm, (1) if materials or services are furnished against the farm allowance and the increase in small payment, or (2) if the only practices performed on the farm are carried out with conservation materials or services other than services furnished by a county agricultural conservation association or other than materials the credit value of which exceeds the cost to the Agricultural Adjustment Agency.

Done at Washington, D. C., this 25th day of July 1945. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13606; Filed, July 25, 1945; 11:03 a. m.]

Chapter XI—War Food Distribution Orders

PART 1440—ESSENTIAL OILS [WFO 81, Amdt. 6]

OIL OF PEPPERMINT

War Food Order No. 81, as amended (8 F.R. 12525, 9 F.R. 152, 4321, 4319, 7297, 9584, 11927), is further amended by deleting therefrom the provisions of § 1440.1 (d) (2) and inserting, in lieu thereof, the following:

(2) During the period from July 24, 1945, to September 30, 1945, both inclusive, any person may, in addition to the quantity which such person may acquire under his quota for the current year ending September 30, 1945, make advance acquirements of oil of peppermint only in a total aggregate amount not in excess of 75 percent of his quota of oil of peppermint hereunder for the year beginning on October 1, 1945; but any such advance acquirement of oil of peppermint is not to be considered as increasing a person's quota of that product for

the current year or for the year beginning on October 1, 1945, and any such advance acquirement of oil of peppermint shall be subject, in all respects, to the restrictions of this order. Except as authorized in the preceding sentence, the total acquirements of oil of peppermint by any person (either personally, or through an agent, or bailee) during any year, as defined in (a) (9) hereof, shall not, when added to the amount of oil of peppermint which he had on hand (either personally, or through an agent, or bailee), unused at the beginning of that year, except as provided in (e) hereof, exceed his quota of oil of peppermint for such year. Any person may, however, carry on hand at any one time, in addition to the amount authorized hereinabove in this paragraph, a stock of oil of peppermint sufficient to meet his requirements for the next succeeding 90 days in manufacturing products for delivery to or for the account of the agencies or persons listed or referred to in (f) hereof: Provided, That the Director may, if he shall deem it desirable to do so at any time, specify the amount of oil of peppermint which any such person may carry on hand for such non-quota use, in which event the amount so specified by the Director shall be the maximum amount which may be carried on hand for that purpose.

This order shall become effective at 12:01 a.m., e. w. t., July 24, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 81, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 81, as amended, in effect prior to the effective time hereof, shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 23d day of July 1945.

[SEAL] CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13408; Filed, July 23, 1945; 3:32 p. m.]

TITLE 30-MINERAL RESOURCES

Chapter VI-Solid Fuels Administration 。

for War

[SFAW Order 24]

PART 602—GENERAL ORDERS AND DIRECTIVES

REPORT BY PRODUCERS OF NUMBER OF MEN EMPLOYED IN PRODUCTION OF COAL

For the purpose of obtaining accurate information with respect to the number of employees in the coal industries, their ages and selective service clasifications, it is deemed appropriate to issue the following order:

Each operator, for each mine having rail or river connection, for each mine producing 50 tons or more per day and for each central preparation plant, washery or breaker, shall file the information required to be furnished on Form SFA No. 265 (revised July 1945). This order shall apply to mines and facilities engaged in the production of anthracite, bituminous coal and lignite. The completed forms shall be filed on or before August 15, 1945 with the office specified in Appendix A of this order. Additional copies of the forms may be obtained from the same office.

This order shall become effective immediately.

Note: The reporting provisions of this order have been approved by the Bureau of the Budget, pursuant to the Federal Reports Act of 1942.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 25th day of July 1945.

C. J. POTTER, Deputy Solid Fuels Administrator for War.

APPENDIX A

APPENDIX A	
Where Form S. F. A. District: No. 265 shall be filed 1 J. N. Geyer, Post Office Building, 11th Avenue and 12th Street, Al-)
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3 Frank C. Shriver, Jacobs Building, Monroe and Meredith Streets, Fair-	l
mont, W. Va. 4 and 6 Howard A. Smith, 501 Bulkley Building, 1501 Euclid Avenue, Cleve-	ı.
land 15, Ohio. 7 Daniel J. Carroll, Law and Commerce Building, 307 Federal Street	,
Bluefield, W. Va. 8 Harvey L. Wells, Ashland Oll & Refining Build- ing, 1409-13 Win- chester Avenue, Ash-	ı
land, Ky. 9 Harry Rightmire, Dulir Building, 125 Soutt Main Street, Madison	l L
ville, Ky. 10	3
Drive, Chicago 54, Ill 11 William G. Stockton Chamber of Commerce Building, 324 North Moridian Street, Indi-	
anapolls 4, Ind. 12Gilford D. Millor, 225–22' U. S. Federal Offic Building, 5th and	7
Court Avenue, Demonstrates of Moines 9, Iowa. 13	3
Avenue North, Bir mingham 3, Ala. 14 and 15 E. N. Ahlfeldt, New Yorl Life Building, 10-2- West Ninth Street Kongag City 6, Mo	1
KONDON LITTU K TATA	

Kansas City 6, Mo.

•	Where Form S. F. A.
District—Con.	No. 265 shall be filed
16, 17 and 18 R.	B. Griffith, 718-721
	Boston Building, 828
	17th Street, Denver 2.
-	Colo.
	E. Parker, 462 Union
	Pacific Building An-
	nex, 19 West South
	Temple Street, Salt
	Lake City, Utah.
	J. Dougherty, Solid
	Fuels Administration
	for War, Washington
	25, D. C.
	H. Gatewood, 6630
	White - Henry - Stuart
	Building, 4th Avenue
	and University Street,
	Seattle, Wash.
Anthracite O	wen E. Williams, 313-
	316 Brooks Building,
	15 South Franklin
	Street, Wilkes-Barre,
	Pa.
IE D Dec 45 10050.	THE TOTAL OF 1045.
[r. R. Doc. 45-13652;	Filed, July 25, 1945;

12:00 m.]

TITLE 32-NATIONAL DEFENSE

Chapter VIII—Foreign Economic
Administration

Subchapter B-Export Control

[Amdt. 61]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; AGRICULTURAL REPAIR PARTS

Section 801.2 Prohibited exportations is hereby amended in the following particulars:

The group and country designation in the column headed "Gen. Lic. Country Group" and the dollar value limits in the columns headed "GLV Dollar Value Limits" and "G-Post Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Comm.	Commodity	Gen. lic.	GIN dol limits coun	G-Post dol-	
schedule B No.		group	к	G+4	limits
722800 736900 775998 788905 789905	Repair parts for farm graders and farm terracers	K K K	100 100 100 100	ដូចនេះ ជ	21 22 23 23 24

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; EO. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 5, 1945.

S. H. Lebensburger,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 45-13563; Filed, July 24, 1945; 2:38 p. m.]

[Amdt. 62]

PART 802—GENERAL LICENSES

ADDITION OF COUNTRIES TO LIST

Section 802.2 General license numbers is hereby amended in the following particulars:

Paragraph (a) is amended by adding to the list of countries therein, the following countries with the respective country numbers designated:

France	102
Belgium	103
Luxembourg	107
The Netherlands	108
Denmark (including Farce Islands)	109
Norway	110
Gmana.	105

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub.

Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 19, 1945.

S. H. LEBENSBURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 45-13564; Filed, July 24, 1945; 2:38 p. m.]

[Amdt. 63]

PART 802—GENERAL LICENSES

GENERAL LICENSE COUNTRY GROUPS

Section 802.3 General license country groups is hereby amended in the following particulars:

Paragraph (a) is amended so that Group G designated therein reads as follows:

Belgium	103
Corsica	169
Denmark (including Farce Islands)	
France	102
French North Africa (including French	
Morocco, Algeria, and Tunicia)	87
Troub West Miles (including Mount	٠.
French West Africa (including Mauri-	
tania, Senegal, French Guinea, Ivory	
Coast, Togoland, Dahomey, French	
Sudan, and Niger)	28
Greece	
Luxembourg	107
The Netherlands	
Norway	110
Union of Soviet Socialist Republics	
(U. S. S. R.)	
	70

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub.

Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 19, 1945.

S. H. LEBENSEURGER,
Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 45-13565; Filed, July 24, 1945; 2:38 p. m.]

[Amdt. 64]

PART 802—GENERAL LICENSES

RE-EXPORTATION FROM COUNTRY OF DESTINATION

Section 802.4 Re-exportation from country of destination is hereby amended to read as follows:

§ 802.4 Re-exportation from country of destination. No exportation may be made under any type of general li-cense with the knowledge or intention that the commodities so exported are to be re-exported from the country of destination, unless the re-exportation has been authorized by the Foreign Economic Administration, except that all commodities, the exportation of which is permitted under general license to any destination in Group K, may be reexported from any destination in Group K to any other destination in Group K provided that such re-exportation is not made to, or for the account of, any individual, or the agent, representative, or member of the immediate family of any individual, who is on the American

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9361; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13031; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 18, 1945.

S. H. LEEENSBURGER, Director,

Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-13566; Filed, July 24, 1945; _2:38 p. m.]

PART 802—GENERAL LICENSES

GENERAL IN TRANSIT LICENSES

Section 802.9 General in transit licenses "GIT" is hereby amended in the following particulars:

Paragraph (b) is hereby amended to read as follows:

(b) General licenses are hereby granted authorizing, subject to the other provisions of this section, the exportation of "in transit shipments" from those countries of origin to those countries of destination set forth directly opposite the respective general license designation for each such license in the following table.

General li- cense desig- nation	Countries of origin	Countries of destina- tion
GIT-A/A	All countries except enemy or enemy occupied countries.	All countries to which country numbers have been assigned, except "S Countries" and
GIT-C/MS.	Canada	"M Countries". "M Countries", "S Countries" and
GIT-Y/S GIT-V/MŠ.	"Y Countries"	Czechoslovakia. "S Countries". "M Countries" and "S Countries".

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 -F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F. R. 16320)

Dated: July 19, 1945.

S. H. LEBENSBURGER, Director. Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-13567; Filed, July 24, 1945; 2:39 p, m.]

[Amdt. 66] ~

PART 802—GENERAL LICENSES

SMALL ORDERS OF CONTROLLED MATERIALS

Section 802.28 Small orders of controlled materials "G-CMP" is hereby amended to read as follows:

§ 802.28 Small orders of controlled aterials "G-CMP"—(a) Definitions. materials When used in this section:

(1) "Controlled material" shall mean the material listed in paragraph (b) of this section, in each case only in the forms and shapes specified in Schedule 1 to CMP Regulation No. 1 of the War Production Board or as the same may be

amended from time to time.
(2) "Maintenance" means the minimum upkeep necessary to continue a facility in sound working condition, and "repair" means the restoration of a facility to sound working condition when the same has been rendered unsafe and unfit for service by wear and tear, damage, failure of parts or the like: Provided. That neither maintenance nor repair shall include the improvement of any plant, facility or equipment by replacing material which is still usable, with ma-

terial of a better kind, quality or design.
"Operating supplies" means any materials or products which are normally carried by a person as operating supplies according to established accounting practice and are not included in his finished product except that materials included in such product which are normally chargeable to operating expense may be treated as operating supplies. The term also includes such items as hand tools purchased by an employer for sale to his employees for use in his business, in those cases where they would constitute operating supplies under established accounting practice if issued to employees without charge.

The terms "maintenance, repair and operating supplies" do not include any capital additions or production materials.

(b) Preference Rating Order P-151 of the War Production Board, issued April 13, 1945, provides that exporters may obtain for export shipment under general license in each calendar quarter not more than the amounts of controlled material listed below for each single consignee by the use of the allotment symbol E-2. Separate orders may be placed for material destined for one consignee but the total quantity of all such orders in a calendar quarter for each consignee may not exceed the amounts listed below. The symbol may be used only if the exporter knows or reasonably believes that the material will be used by the consignee for maintenance, repair or operating supplies or will be resold by the consignee to a specifically identified customer who will use the material for maintenance, repair or operating supplies:

Carbon steel (including

wrought iron)_____ 3 tons Alloy steel__ __ 1,200 pounds Copper and copper base alloy... 300 pounds Aluminum 500 pounds

(c) A general license designated "G-CMP" is hereby granted authorizing the exportation to destinations in Group K, as set forth in paragraph (a) of § 802.3, of controlled material which has been purchased in accordance with the provisions of said Preference Rating Order P-151: Provided, That for each shipment made under this general license the exporter shall place on the Shipper's Export Declaration covering such shipment the symbol "G-CMP". The use of such symbol on a Shipper's Export Declaration when presented to Collectors of Customs for clearance for export constitutes a certification by the exporter (1) that the materials covered by the shipment have been purchased in accordance with the provisions of Preference Rating Order P-151 of the War Production Board and (2) that, to the best of his knowledge and belief, such materials will be used by the consignee only for maintenance, repair or operating supplies, or will be resold by the consignee to a specifically identified customer who will use the material for maintenance. repair or operating supplies and such use will be in accordance with existing conservation and limitation orders of the War Production Board.

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 5, 1945.

S. H. LEBENSBURGER, Director Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-13568; Filed, July 24, 1945; 2:39 p. m.]

[Amdt. 67]

PART 804-INDIVIDUAL LICENSES

FARM MACHINERY

Section 804.7 Special provisions concerning applications to export certain commodities is hereby amended in the following particulars:

Paragraph (e) Farm machinery is hereby revoked.

This amendment shall become effective as of June 30, 1945.

6 (Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 5, 1945.

S. H. LEBENSBURGER. Director Requirements and Supply Branch,

Bureau of Supplies. [F. R. Doc. 45-13569; Filed, July 24, 1945; 2:39 p. m.]

Chapter IX-War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 3290-TEXTILE, CLOTHING AND LEATHER

[Limitation Order L-99, Direction 5]

HIGH COUNT COTTON PRINT CLOTH

The following direction is issued pursuant to Limitation Order L-99:

- (a) The purpose of this direction. It is the purpose of Direction 5 to assist in the production of a larger amount of high count cotton print cloth, the supply of which is presently inadequate to meet military requirements.
- (b) Fursuant to paragraph (a) (1) of Order L-99, as amended August 28, 1944, all producers having looms now operating on, or assigned to, the production of 80 x 80 print cloth (39" 4.00 yard and pro rata widths) may file notifications of intent to change the construction to 80 x 72. Notifications should be made in writing to the War Production Board, Textile, Clothing and Leather Eureau, Washington 25, D. C., giving, the following information:
- (1) The date when production of the 80 x 72 fabric would commence.
- (2) The yardage of 80 x 72 fabric which would be scheduled for quarterly production.
 (3) The amount of quarterly production, if any, which would be retained on 80 x 80 fabric.
- (4) That the proposed change can be made without interfering with deliveries against contracts already entered into calling for 80 pick against which purchasers are unwilling to accept 72 pick construction.
- (c) If notifications are received to convert more looms from 80 pick to 72 pick construction than desired, the War Production Board will treat them on a pro rata basis, giving consideration to any facts which show the extent to which production of high count cotton print cloth can be increased. Since it may be necessary to retain some production of 80 pick fabric, the War Production Board may issue specific directions to some pro-

ducers, prohibiting the manufacture of the lower pick construction to some extent.

Issued this 25th day of July 1945.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary,

[F. R. Doc. 45-13624; Filed, July 25, 1945; 11:24 a. m.]

PART 3290-TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-51, as Amended July 24, 1945]

PIGS' AND HOGS' BRISTLES AND BRISTLE PRODUCTS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of pigs' and hogs' bristles and brushes made therefrom for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

- § 3290.161 Conservation Order M-51-(a) Definitions. In this order:
- (1) "Bristles" means pigs' or hogs' bristles, including riflings, 2 inches or longer, whether new, reclaimed, raw, dressed, imported or domestic.
- (2) "Paintérs' brush" means any brush having a ferrule and used in the painting, varnishing or decorating trade (including all types of brushes specified in the Brush List attached to this order and all brushes of similar construction or use).
- (3) "Ferrule" means the band by which the bristles of a painter's brush are attached to the handle.
- (b) Importation. Notwithstanding any other order, rule, regulation or direction, or any certificate or authorization, no person other than Defense Supplies Corporation or U.S. Commercial Company shall import any variety of bristles of the categories known as "Chinese", "Indias", "Russians" or "Siberians". The importation of bristles of other categories shall be according to General Imports Order M-63, as amended from time to time.
- (c) Inventories of bristles. No person manufacturing brushes shall buy or accept delivery of any bristles 21/2 inches or longer if he has more bristles on hand than are required to continue his then current rate of operations for a period of 120 days. In computing such inventory only items A1, 2 and 3 and B1 as listed on Form WPB-431 shall be included.
- (d) Allocation of stock piled bristles. Reconstruction Finance Corporation shall not dispose of any variety of bristles of the categories known as "Chinese," "Indias," "Russians," or "Siberlans," except as authorized by the War Production Board. The War Production Board may from time to time allocate the supply of stock piled bristles of the cate-gories known as "Chinese," "Indias," "Russians" or "Siberians" and specifically direct the quantities, time and manner in which deliveries by Reconstruction Finance Corporation shall be made or withheld. It may also direct or prohibit particular uses of such cate-

gories of bristles. Any direction, prohibition or allocation issued pursuant to this paragraph, to be valid, must be in writing in the name of the War Production Board.

(e) Restrictions on use of bristles-(1) Use of bristles over 3% inches. No person shall use any bristles longer than 3%" for manufacturing purposes except as follows:

- (i) To manufacture brushes for delivery to or for the account of the Army and Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Veterans' Administration, the United States Treasury Department or the Department of the Interior;
- (ii) To manufacture painters', billboard and paper hangers' paste brushes, except the types identified in the Brush List attached to this order by the following numbers: 12 (muclage and paste), 13, 14 (painters' duster), 16 (radiator), 22, 23 (paper hangers' smoothing), and 24 (stencil);
- (iii) To manufacture the following types of brushes provided the bristles so used are not longer than 376": Brushes required in production operations of any industry; car and window washing brushes (railroad and industrial only); tooth brushes, including dental plate brushes; surgeons' hand brushes and hair brushes.
 - (iv) [Deleted July 18, 1945.]
- (2) Required mixture of other materials. No person shall manufacture painters', billboard or paperhangers' paste brushes using bristles longer than 2% inches or car and window washing brushes (railroad and industrial only) using bristles longer than 3% inches unless such brushes contain at least 45% of filling material other than bristles as defined in this order;"

However, this restriction shall not

- apply:
 (i) To the manufacture of brushes where the applicable federal specifications require the use of bristles exclusively and the bristles used are not longer than 3% inches, and where the brushes are for delivery to or for account of the Army and Navy of the United States, the Veterans' Administration, the United States Treasury Department, the Department of the Interior, the United States Maritime Commission, the War Shipping Administration, or marine distributors pursuant to authorization by the Maritime Commission on Form WPB-646.
- (ii) To the manufacture of Fitch brushes, stencil brushes, flat bakery grease brushes, long handle sash tools, flat-double, single and single X varnish and utility wall brushes using bristles not longer than 333" (item nos. 2, 17, 18, 19, 24, 27, 29, 30 and 36 brush list only).

(iii) To the manufacture of flat triple varnish brushes (item no. 31 of brush list) using bristles not longer than 3%4".

- (iv) To the manufacture of the following types of brushes provided the bristles so used are not longer than 37%": varnish brushes, oval (item no. 28 of Brush List): glue brushes (item nos. 7 and 8 of brush
- (3) Exceptions to paragraphs (e) (1) and (e) (2). On letter application the

War Production Board may grant exceptions from paragraphs (e) (1) and (e) (2) in the case of brushes required for:

- (i) Applying adhesives in aircraft manufacture;
- (ii) Dusting operations in shell-loading plants;
- (iii) Use in manufacturing self-sealing gasoline tanks, and
- (iv) Other uses where special types of brushes are needed.
- (f) Restrictions on the sale of bristle painters' brushes. No brush manufac-turer shall sell or deliver any painters' brushes containing bristles except on the following classes of orders:
- (1) Orders placed by the Army and Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Veterans' Administration, the United States Treasury Department or the Department of the Interior;
- (2) Orders placed by persons entitled to use ratings of AA-3 or higher:
- (3) Orders placed by distributors (except marine distributors) rated on Form WPB-547 and orders placed by marine distributors rated on Form WPB-645:
- (4) Orders for export rated on Form FEA-419.

No person shall buy or accept delivery of any of these brushes from a brush manufacturer except on these classes of orders.

- (g) Sale of brushes for export. No person shall sell or deliver any product containing bristles which he knows or has reason to believe will be exported unless the purchase order contains the number of the export license or release certificate issued by the Foreign Economic Administration or unless the product is ordered by an agency of the United States for delivery pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act) or for delivery for the account of the United Nations' Relief and Rehabilitation Administration (U. N. R. R. A.).
- (h) Limitation on manufacture of brushes. No person shall manufacture any painters' brush:
- (1) Of a type other than those specified in the Brush List attached to this order;
- (2) With a ferrule of dimensions other than those specified in the Brush List with respect to each brush, or which has an assembly containing an inner band, a bridge or a spout, or which is seamless (except for a shipbottom, stencil, oval varnish or oval sashtool brush), or which is embossed or stamped (except that the size and other markings may be applied if to do so would not require any special or additional operation during the process of manufacturing the ferrule); or
- (3) With a handle finished in more than one color.
- (i) Reports. Every owner of bristles shall file with the Bureau of the Census, Department of Commerce, acting as compiling agent for the War Production Board, not later than the 10th day of each month, a report on Form WPB-431 showing his holdings and consumption of bristles during the preceding month. This requirement has been approved by

the Bureau of the Budget under the Fed-

eral Reports Act of 1942.

(j) Communications. All reports required to be filed and all communications concerning this order shall unless otherwise directed be addressed to the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C. Ref. M-51.

· (k) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds for the appeal.

(1) Violations. Any person who wilfully violates any provision of this order,

or, who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(m) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

Issued this 24th day of July 1945.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary.

BRUSH LIST

These are the only kinds of painters' brushes which may be manufactured. (All dimensions are in inches. A maximum variation of ½2 of an inch is allowed in width and thickness both of which are referred to by inside dimensions. The Federal Specification numbers are to be used only as a means of identifying the type of brush. In case of any inconsistency, the dimensions in Columns 4, 5 and 6 shall prevail over those in the Federal Specifications.)

1,	2	3	4	5	6	1	2	3	4	Б	G
Type of brush	Identifi- cation No. for ready reference	Federal Specification No.	Width of ferrule	Thick- ness of ferrule	Maxi- mum depth of ferrule	Type of brush	Identifi- cation No. for ready reference	Federal Specification No.	Width of ferrule	Thick- ness of ferrulo	Maxi- mum depth of terrule
Color-single thickness	1		35 1	14 516	1 134	Signwriters—Continued	21		134	1764 1964 2364	11/4
Fitch	2	HB-241a	11/2 2 3 3/16 5/8	14 6 6 7 16 15 15 15 15 15 15 15 15 15 15 15 15 15	11/4 11/4 11/4 11/4 11/6 11/2 11/8	Smoothing paper hanger (2 rows) Smoothing paper hanger (3 rows) Stencil (seamless ferrule) Type I: Rolled edge	1	HB-621b	11/2 12 12 12	\$3 58	1
			3 %6 %8 34 %8 114 114 134	35 15 56 34 1316	178 11516 234 238 258	Type II: Without rolled edge	Į.		1310 75 136 136	13/10 75 11/5 11/5 11/5 11/5	1)/2 11/1 11/1 11/1
Flatting-wall master			2½ 4¼ 5 6 6½	78 78 114 114 114 114 114	234 3 1 1 1	Stucco-open center	25		11/4 11/4 2 3 31/4 4	11/3 2 11/4 11/4 11/4	1/4 1/4 2/4 2/4 2/4
Flatting-wall utility Flowing fitch-single thickness	1 .	HB-256	5 6 1	114	1 114	Stucco-solid center	26		414 5 314		33
Plowing itten-single uncances			11/2	7/16 1/2	114 114 114		-		41/2		31
Ox hair and civet hair flowing	6		3 4 1 11/2 2	114 114 546 746 114 114 1146 1146 1146	114 114 114 114 114 114	Varnish-flat-double	27	HB-701a	11/2 2 21/2 3	2 114 114 114 114 114 114 114 114 114 11	11/1 11/1 11/1 11/1 11/1
Glue-flat	. 7	HB-291a	2	. 7/16 9/16	d 114	Varnish-oval (seamless ferrules). Round dimensions may be ovaled to any size.	28	нв-711	1716 11146 134 138 2	134	123
Glue-round	. 8	HB-301a	13/10	1 13/10	3 34 34				216	2 2}§	
ಲ			13/16 11/2 2	13/16 11/2 2	34 34 34	Varnish-flat single	29	HB-696a	1 1 156	33	
Kalsomine-Dutch Kalsomine-flat	9	HB-141	214 714 7	214 214 78 76	1134	Varnish-flat single X	. 30		3 1	1 310 210	
Mottling	11	HB-391	1/2 3/4 7/8	732 732 136	114 114 114 114 114 114 114				11/2 11/2 2 2 3	210 210	
Mucliage and paste		HB-401 Type 2	1 1516 2316 1 2 3 4	38 4/16	11/4 11/4 11/4 1 11/4 11/4	Varnish-flat, triple	31	нв-700а	3.	2 15 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
Painters' duster flatPainters' duster roundPlasterers'RadiatorRadiator	13 14 15 16	HB-451	21/2 71/2 1 11/2	114 214 114 14 54 54 54 54 54 54 54 54 54 54 54 54 54	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Wall-master A	32	нв-421	31/4 31/4 31/4	11 1	111111111111111111111111111111111111111
Eashtool-flat	17		- 1 1 132	%10 %10	11/4 11/4 11/4	Wall-master B	. 33	HB-421	41/2 5 3 31/4	1 1 1	114 114 114
Sashtool-oval (seamless)	_ 18	HB-491b	- 21/2 - 1/2 1/3/1	6 32	1 13/2	. 2			414	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1111 0
• *	1		1 11/16 11/4		13/2 13/2 13/3	Wall-medium	- 34	HB-431	33/4	134	
Sashtool-oval (locked seam)	19		11/16 11/4 17/16 13/1 1 1	34 758 11/6 11/5 11/6 11/6 11/6 12/3 13/6	1/2 1/3 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4	Wall-syndicate	35		5 3 31/2 4	191	1133
			17/4	34 78 11/10	11/2 11/2 11/2	Wall-utility	36	пв-436	6 3 3 14	134	
Shipbottom (seamless or soldered wire ferrule). Signwriters'	20 21		2516 234 34	238 238 156	1 1 2 1½ 4 1½	Whitewash	37	HB-731	. 7 9	115	1111

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-317, Direction 17]
RATINGS FOR WORK GLOVES AND MEN'S AND
BOYS' WORK GLOTHING

The following direction is issued pursuant to Conservation Order M-317:

This direction deals with ratings assigned by Order M-317A as amended May 10, 1945, and Direction 16 to Order M-317 (revoked) for the purchase of fabrics to be incorporated into work gloves and men's and boys' work clothing. Notwithstanding the provisions of paragraph (h) of Order M-317A, such ratings are revalidated and remain valid until July 31, 1945, for delivery of fabrics on purchase orders bearing those ratings, provided the orders were placed before July 20, 1945. This direction shall expire July 31, 1945, unless previously extended.

Issued this 24th day of July 1945.

War Production Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 45-13525; Filed, July 24, 1945; 11:38 a.m.]

PART 1010—Suspension Orders [Suspension Order S-493, Revocation]

CHARLES S. MERRILL

Suspension Order No. S-493, effective March 2, 1943, was issued against Charles S. Merrill, 966 Military Drive, Salt Lake City, Utah, for violation of Preference Rating Order P-55 and Priorities Regulation No. 1. This construction has now been determined to be essential, and the Chief Compliance Commissioner has therefore directed that the suspension order be revoked.

In view of the foregoing, it is hereby ordered, that § 1010.493 Suspension Order No. S-493 be revoked.

Issued this 24th day of July 1945.

War Production Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 45-13589; Filed, July 24, 1945; 4:35 p. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-845, Stay of Execution]

BROWN WHOLESALE ELECTRIC CO.

The Brown Wholesale Electric Company, 319 East Second Street, Los Angeles, has appealed from the provisions of Suspension Order No. S-845, issued July 12, 1945 and effective July 22, 1945 (§ 1010.845) and has requested a stay on the ground that irreparable harm would be done the business if the Suspension Order were not stayed. The Chief Compliance Commissioner has directed that the suspension order be stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner. In view of the foregoing, it is hereby ordered, that, The provisions of Suspension Order No. S-845, issued July 12, 1945 and effective July 22, 1945, are hereby stayed pending final determination of the appeal or un-

til further order of the Chief Compliance Commissioner.

Issued this 24th day of July 1945.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAM, Recording Secretary.

[F. R. Doc. 45-13530; Filed, July 24, 1945; 4:35 p. m.]

PART 1010—Suspension Onders [Suspension Order S-849, Stay of Execution]

COURTESY WHOLESALE ELECTRIC CO.

Rubin Brown, trading as the Courtesy Wholesale Electric Company, Alhambra, California, has appealed from the provisions of Suspension Order No. S-849, issued July 14, 1945 and has requested a stay on the ground that irreparable harm would be-done the business if the Suspension Order were not stayed. The Chief Compliance Commissioner has directed that the suspension order be stayed, subject to reinstatement, pending final determination of the appeal, or until further order by the Chief Compliance Commissioner. In view of the foregoing, it is hereby ordered, that: The provisions of Suspension Order No. S-849, issued July 14, 1945, are hereby stayed pending final determination of the appeal or until further order of the Chief Compliance Commissioner.

Issued this 24th day of July 1945.

War Production Board, By J. Joseph Whelam, Recording Secretary.

[F. R. Doc. 45–13591; Filed, July 24, 1945; 4:35 p. m.]

PART 1010—SUSPENSION ORDERS [Suspension Order S-838]

SUPREME SHOE CO., INC. .

Correction

In the document appearing on page 9219 of the issue for Wednesday, July 25, 1945, the Federal Register serial number should read "45-13531".

Chapter XI—Office of Price Administration

PART 1351-FOOD AND FOOD PRODUCTS

[MPR 422,1 Amdt. 51]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 422 is amended in the following respects:

1. In section 39 (a) a footnote reference 2 is added after the items "Cucumbers, except hothouse cucumbers," and "Cucumbers, hothouse" in list (3) of Table B-II.

2. In section 39 (a), a new footnote 2 is added to Table B-II to read as follows:

²The mark-ups for all cucumbers are suspended from August 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.

3. In section 39 (a) a footnote reference 3 is added after the item "Eggplant" in list (3) of Table B-II.

4. In section 39 (a), a new footnote 3 is added to Table B-II to read as follows:

³ Tae mark-ups for eggplant are suspended from July 23, 1945 to January 3, 1946, and chall be automatically reinstated on January 3, 1946.

5. In section 39 (a) a footnote reference 4 is added after the item "Peppers, sweet" in list (3) of Table B-II.

6. In section 39 (a), a new footnote 4 is added to Table B-II to read as follows:

'The mark-up: for sweet peppers are suspended from July 23, 1945 to January 3, 1946, and chall be automatically reinstated on January 3, 1946.

This amendment shall become effective July 23, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved: July 19, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[P. R. Doc. 45-13422; Filed, July 23, 1945; 4:22 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS [LIPR 423, Amdt. 49]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN \$250,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 423 is amended in the following respects:

1. In section 23 (a) a footnote reference 2 is added after the items "Cucumbers, except hothouse cucumbers," and "Cucumbers, hothouse" in list (3) of Table B-II.

2. In section 28 (a), a new footnote 2 is added to Table B-II to read as follows:

²The mark-ups for all cucumbers are suspended from August 1, 1245 to October 4, 1845, and shall be automatically reinstated on October 4, 1845.

3. In section 23 (a) a footnote reference 3 is added after the item "Eggplant" in list (3) of Table B-II.

4. In section 28 (a), a new footnote 3 is added to Table B-II to read as follows:

*The mark-ups for eggplant are suspended from July 23, 1945 to January 3, 1946, and chall be automatically reinstated on January 3, 1946.

5. In section 23 (a), a footnote reference 4 is added after the item "Peppers, sweet" in list (3) of Table B-II.

¹10 F.R. 1505, 2024, 2297, 3814, 6370, 6577, 6235, 6514, 7251, 8016.

¹⁰ PR. 1523, 2025, 2293, 3814, 5370, 5578, 6235, 6514, 8016.

6. In section 28 (a), a new footnote 4 is added to Table B-II to read as follows:

⁴The mark-ups for sweet peppers are suspended from July 23, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.

This amendment shall become effective July 23, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved: July 19, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13423; Filed, July 23, 1945; 4:22 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[MPR 588, Amdt. 2]

CEILING PRICES FOR SALES OF CERTAIN FOOD ITEMS BY GREAT LAKES MARINE SUPPLIERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 588 is amended in the following respects:

- 1. In section 14 (a), the item "Grapes" is added in alphabetical order to list 6 in Table A.
- 2. In section 14 (a), the item "Cabbage" is deleted from list 7 in Table A.
- 3. In section 14 (a) a footnote reference 2 is added after the item "Cucumbers" in list 7 of Table A.
- 4. In section 14 (a), a new footnote 2 is added to Table A to read as follows:
- ²The mark-up for cucumbers is suspended from August 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.
- 5. In section 14 (a) a footnote reference 3 is added after the item "Eggplant", in list 7 of 'Table A.
- 6. In section 14 (a), a new footnote 3 is added to Table A to read as follows:
- ⁸The mark-up for eggplant is suspended from July 26, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.
- 7. In section 14 (a) a footnote reference 4 is added after the item "Peppers, sweet" in list 7 of Table A.
- 8. In section 14 (a), a new footnote 4 is added to Table A to read as follows:
- 'The mark-up for sweet peppers is suspended from July 26, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.
- 9. In section 14 (b) (6), the following definition is added in alphabetical order:

"Grapes" means all varieties of the vinifera type of California Juice grapes and California and Arizona fresh table grapes including but not limited to Alicante, Almeria, Emperor, Red Malaga, White Malaga, Ribier, Thompson Seedless, Tokay and Zinfandel. Each variety

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shall be considered a separate item and priced separately.

10. In section 14 (b) (7), the definition of "Cabbage" is deleted.

This amendment shall become effective July 26, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved: July 19, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13424; Filed, July 23, 1945; 4:21 p. m.]

PART 1305—ADMINISTRATION [Supp. Order 118, Amdt. 1]

RECONVERSION PRICING FOR SMALL-VOLUME MANUFACTURERS

• A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended by adding at the end thereof Appendix D which reads as follows:

APPENDIX D

In this Appendix there are listed profit factors, each of which represents one-half the average margin over cost for the years 1936-1939 for the industry or industry group designated, as determined by the Administrator. You must use the factor which applies to the product for which you are calculating new maximum prices, wherever the form on which you are calculating them directs you to enter one-half the industry's 1936-1939 profit rate or margin.

The profit factors are collected in two lists. In List 1 are factors for specified industries. In List 2 are factors for groups of industries. As further studies of specific industries are completed, factors for those industries will be added to List 1, and the products made by those industries will thereafter be priced by the List 1 factor instead of the List 2 factor. If there is a factor in List 1 which applies to the industry making the product whose ceiling you are calculating, you must use that factor rather than a factor in List 2 which might otherwise be applicable.

The factors listed in this Appendix will be the subject of continuing review and may be revised from time to time. If you find that a profit factor which you have used in calculating the maximum prices of a product has been increased by such a revision or in connection with the specification of the product in List 1, you may recalculate your maximum prices using the new profit factor in place of the factor you originally used. The rules as to filing and selling are the same for the recalculated ceilings as for the ceilings originally calculated.

Note: Attention is directed to the fact that the factors listed do not disclose the relative profitability of the industries or industry groups listed. Profitability is measured by rate of return or net worth or investment. This in turn depends not merely on the ratio of the margin between net sales income and total costs to total costs, which is reflected in the listed factors, but also on the rate of turnover of the product and the net worth of, or investment in, the industry. Thus, an industry with a profit factor of 4.0 may be more profitable than an industry with a profit factor of 8.0.

LIST I—PROFIT FACTORS FOR SPECIFIED INDUSTRIES

MUOSIMIES	
Fac	
(per c	ent)
Aluminum cooking utensils (sheet)	6,2
Aluminum cooking utensils (cast)	2, 3
Bicycles	3,8
Clocks and watches	5.6
Coin operated machines	2.4
Household scales	4, 1
Lighting fixtures	2.6
Metal caskets	1.6
Metal office furniture	5.4
Metal toys	5.1
Musical instruments (except planes	
and organs)	3. 1
Office and store machines	8.9
Photographic accessories and equip-	
ment	8, 1
Radios, tubes and phonographs	3.0
Safes and vaults	3.9
Small firearms	4.7
Wood and upholstered furniture	1.6
LIST II—PROFIT FACTORS FOR INDUSTRY G	ervos
Fao	tor
(per c	
Beds, mattresses, etc	3.2
Small electrical appliances	4.9
Sporting goods	3. 1
Miscellaneous non-ferrous metal prod-	
ucts	5, 2
Other miscellaneous durable products.	3, 6

This Amendment No. 1 shall become effective July 24, 1945.

Issued this 24th day of July 1945.

Other wood products_____

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13571; Filed, July 24, 1945; 4:24 p. m.]

PART 1305—ADMINISTRATION [Supp. Order 119, Amdt. 1]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING
MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 119 is amended by adding at the end thereof Appendix C which reads as follows:

APPENDIX O

In this Appendix there are listed the profit factors which are to be used in calculating maximum prices under this order. Each factor represents one-half the average margin over cost for the years 1936–1939 for the industry or industry group designated, as determined by the Administrator.

The profit factors are collected in two lists. In List 1 are factors for specified industries. In List 2 are factors for groups of industries. In List 2 are factors for groups of industries are completed, factors for those industries will be added to List 1, and the products made by those industries will thereafter be priced by the List 1 factor instead of the List 2 factor. If there is a factor in List 1 which applies to the industry making the product whose ceiling you are adjusting, you must use that factor rather than a factor in List 2 which might otherwise be applicable.

The factors listed in this Appendix will be the subject of continuing review and may be revised from time to time. If you find that a profit factor which you have used in calculating the maximum prices of a product has been increased by such a revision or in connection with the specification of the product in List 1, you may apply to your OPA

¹ 10 F.R. 6235.

District Office for a recalculation of your maximum prices, using the new factor in place of the factor you originally used.

Note: Attention is directed to the fact that the factors listed do not disclose the relative profitability of the industries or industry groups listed. Profitability is measured by rate of return on net worth or investment. This in turn depends not merely on the ratio of the margin between net sales income and total costs to total costs, which is reflected in the listed factors, but also on the rate of turn over of the product and the net worth of, or investment in, the industry. Thus, an industry with a profit factor of 4.0 may be more profitable than an industry with a profit factor of 8.0.

LIST I-PROFIT FACTORS FOR SPECIFIED INDUSTRIES Factor

	cent)
Aluminum cooking utensils (sheet)	6. 2
Aluminum cooking utensils (cast)	2.3
Bicycles	3.8
Clocks and watches	5.5
Coin operated machines	2.4
Household scales	4.1
Lighting fixtures	2.6
Metal caskets	1.6
Metal office furniture	5.4
Metal toys	5.1
Musical instruments (except planes	
and organs)Office and store machines	3.1
Office and store machines	8.9
Photographic accessories and equip-	
ment	8. 1
Radios and phonographs	3.0
Safes and vaults	3.9
Small firearms	4.7
Wood and upholstered furniture	1.6
LIST II—PROFIT FACTORS FOR INDUSTRY G	ROUFS
	tor
(per	cent)
Beds, mattresses, etc	3.2
Small electrical appliances	
Sporting goods	3.1
Miscellaneous non-ferrous metal prod- ucts	5.2
Other miscellaneous durable products.	3.6
Other wood products	3.6
Owier wood products	3.0

This Amendment No. 1 shall become effective July 24, 1945.

Issued this 24th day of July, 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13572; Filed, July 24, 1945; 4:25 p. m.]

PART 1305—ADMINISTRATION [Rev. Supp. Order 113]

MANUFACTURERS' MAXIMUM AVERAGE PRICE FOR WOOL CIVILIAN APPAREL FABRICS

A statement of the considerations involved in the issuance of this revised supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 113 is redesignated Revised Supplementary Order 113 and is revised and amended to read as follows:

- 1. What this supplementary order does.
- 2. What fabrics are subject to this order.
- 3. This supplementary order applies to "manufacturers": the term "manufacturer" given a broad meaning.
- Explanation of "weighted average price" and other terms.
- 5. Choice between year 'round, half-yearly, or quarterly basis. Choice between class and category basis.
- How most manufacturers will determine their "maximum average price".

- 8. Other manufacturers.
- 9. Maximum average price limitation.
- 10. Adjustments.
- 11. Petition for amendment.
- 12. Invoices.
- 13. Records.
- 14. Reports.
- 15. Prohibitions and enforcement.
- 16. Licenses required.
- 17. Increace in maximum average price for third and fourth quarters of 1945.

AUTHORITY: § 1305.141 issued under 59 Stat. 23, 765; 57 Stat. 566; Pub. Law 333, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4031.

Section 1. What this supplementary order does. (a) This supplementary order, which applies to "manufacturers" of certain fabrics, is issued in conjunction with other orders and regulations which establish "maximum average prices" and other new controls for manufacturers of apparel and apparel accessories.

(b) This supplementary order requires "manufacturers" of wool civilian apparel fabrics to maintain or restore their sales of lower priced goods to the extent necessary to keep their "weighted average price" for such fabrics from baing higher than a "maximum average price." A "manufacturer's" "maximum average price" will usually be determined by reference to his "weighted average price" for a "class" or "category" of fabrics for a "base period" but in certain cases it will be a price established by the Office of Price Administration upon application by the "manufacturer"

(c) This order applies not only to "deliveries" by "manufacturers" of fabrics in the sense in which that word is generally used, but also to "deliveries" by persons (whom this order includes in a broad definition of the term "manufacturer") who have goods woven or knitted on a commission basis or who buy cloth from a weaver or knitter, himself a "manufacturer" under this order, to whom they sell yarn. It applies, moreover, to a "manufacturer" of woven or machine knitted wool apparel fabrics even though he sells part of his production in the form of manufac-tured articles. This order does not apply to a "manufacturer" who uses all his production of fabrics subject to this order in making manufactured articles.

(d) This order applies separately to woven and to knit fabrics, each of which is called a "class". At a manufacturer's option, moreover, each "class" may be subdivided into two or more "categories" to each of which the order will apply separately in most respects.

(e) This supplementary order, as applied to fabrics subject to it, is supplementary to Maximum Price Regulation No. 163, as amended, and to the General Maximum Price Regulation. Under certain circumstances (see section 4 (a) (1) (ii) and paragraph (a) (4) of section 15) it affects the pricing, by a "manufacturer" of such fabrics, of other commodities made from them. To that extent this order is also supplementary to all price regulations affecting commodities made from fabrics subject to it.

(f) This supplementary order does not relieve "manufacturers" from the

obligation of complying with any other applicable maximum price regulation. Each seller is still required to observe the maximum prices for the fabrics he manufactures as established by the applicable OPA maximum price regula-

Sec. 2. What fabries are subject to this order. (a) This order applies to "woolen and worsted civilian apparel fabrics." Class I consists of woven goods, Class II of machine knit goods ("categories" within each "class" are explained in section 6). "Woolen and worsted civilian apparel fabrics" means greige or finished domestic men's, women's, children's and infants' suitings, dress goods, topcoatings, overcoatings, cloakings, ski or snow cloths, mackinaws. bathrobe fabrics, necktie fabrics including linings, shirtings, and meltons containing 25% or more of woolen fibre by weight and manufactured on the woolen or worsted systems or knitted on machines, except pile fabrics and except knit fabrics composed of 50% or more by weight of continuous filament rayon yarn. However, it does not apply:

(1) To fabrics, or to "cancellations". "over-runs", or "rejects" of such fabrics, made pursuant to a contract with a war procurement agency or a sub-contract under such a contract or to any other contract bearing a preference rating of AA-2X or higher. As used in this order:

(i) "War Procurement Agency" means the War Department, Department of the Navy, the United States Maritime Commission, the Training Organization of the War Shipping Administration, or the Lend-Lease Section in the Procurement Division of the Treasury Department;

(ii) "Cancellations" means (a) yardage which would have been delivered pursuant to a contract but for its cancellation and which was produced or in production prior to the cancellation; and (b) yardage containing 50% or more (by weight of finished fabric) of wool fibre which was already in production prior to the cancellation and had been procured by the manufacturer for the production of goods pursuant to a contract or sub-contract described above. production" refers to fibre or fabric which has progressed in the case of plece-dyed woolen fabrics into the first blending operation, in the case of stockdyed woolen fabrics into the dyeing stage, and in the case of worsted fabrics into the scouring stage.

(iii) "Overruns" means excess yardage unavoidably produced in the course of fulfilling a contact;

(iv) "Rejects" means yardage manufactured, processed or procured pursuant to a war procurement contract, but which fails to meet the contract specifications for first quality goods, whether inspected and rejected by, or never offered to the war procurement agency or prime contractor under the war procurement contract.

(2) To fabrics declared surplus by and purchased from the Office of Surplus Property of the Department of Commerce.

(3) To fabrics woven on a hand loom.

(b) While this order applies, essentially, to the fabrics defined in the introductory paragraph above, which will be referred to as "fabrics subject to this order", it is to be noted that, as explained in section 1 (e), prices of other commodities produced from "fabrics subject to this order" may under certain circumstances be affected by this order.

SEC. 3. This supplementary order applies to "manufacturers"; the term 'manufacturer' given a broad meaning. (a) Except as provided in paragraph (b) of this section, this supplementary order applies to "deliveries" by all "manufacturers" of the fabrics subject to it. The word "manufacturer" in this order, intended to have a broad meaning, means (1) any person who as owner, lessee, or in any other capacity, operates a mill or mills in which fabrics subject to this order are woven or knitted; (2) any person who directly or indirectly supplies raw material to a mill or mills for weaving or knitting such fabrics "on a commission basis"; or (3) any person who purchases such fabrics from a mill or mills to which he sells or supplies raw material. "On a commission basis" refers to sale of the service of weaving or knitting, as distinguished from sale of a commodity produced in part or in whole by weaving or knitting.

(b) This supplementary order does not apply to, and the term "manufacturer" shall not include (1) any person to the extent that he weaves or knits fabrics on a commission basis, but any person whose weaving or knitting on a commission basis constitutes only a part of his production of fabrics subject to this order is subject to this order with respect to the balance of that production; or

(2) Any person who transfers all his production of fabrics subject to this order to his own organization to be made into manufactured articles, but any person who so transfers only a part of his production is subject to this order with respect to all of his production.

(c) Even if operating more than one mill in which fabrics subject to this order are manufactured, a corporation or other person constitutes only one "manufacturer" and must plan the combined operations of all such mills to conform to the requirements of this order as they relate to a single "manufacturer".

SEC. 4. Explanation of "weighted average price" and other terms. (a) "Weighted average price" is a key phrase in this supplementary order, because manufacturers are required by section 7 to compute their "weighted average price" (or prices) for a "base period" and by other sections to compute their "weighted average price" for other periods of time. Used with reference to any given period, "weighted average price" (rounded to the nearest tenth of a cent) at which goods in a particular class or category subject to this order were "delivered" during that period and is computed by dividing the "total net dollar amount charged" by the number of "yards" (less returns and allowances) which were "delivered" during the period. The terms "total net dollar amount

charged", "yards", and "delivered" are defined in subparagraphs (1), (2), and (3) immediately following.

(1) "Total net dollar amount charged."
"Total net dollar amount charged" has to be computed somewhat differently as applied, on the one hand, to fabrics "delivered" pursuant to actual sales and, on the other hand, to fabrics which, as later explained, are treated as "delivered" even though they are transferred only within a manufacturer's own organization. An additional rule, moreover, applies to greige goods.

(i) When applied to "deliveries" pursuant to actual sales, "total net dollar amount charged" means the sum of all the prices for all yardage in a "class" or "category" "delivered" by the manufacturer during a given period, less (a) transportation charges appearing separately on the invoice, (b) the dollar amount of all returns and allowances made during the period of goods in the "class" or "category", and (c) the dollar amount of cash and discounts actually taken by purchasers during the period in connection with purchases of goods in the "class" or "category" to the extent that such discounts in the aggregate exceed 1 per cent."

(ii) When applied to "deliveries" represented by mere transfers within or for the account of a manufacturer's own organization, "total net dollar amount charged" means the value computed at the applicable ceiling prices, except that it may mean the value computed at any lower prices assigned by the manufacturer to the goods if he has complied with whichever of the following two conditions pertain to the manufacturer's pricing of manufactured articles made from the fabrics to which he has assigned a lower

1 "Delivery" includes a manufacturer's delivery of fabrics previously returned to him by a purchaser. The contrary is true under the "maximum average price" order for rayon textiles. (Supplementary Order No. 110.)

In some cases there will be no applicable ceiling price for a fabric. This may occur if all of a manufacturer's production of the fabric is (or was) used by him in producing garments or other manufactured articles so that none of it is (or was) sold by him in the form of fabric. Under these circumstances, the maximum price shall be determined as though the fabric were to be sold.

The maximum price for a woven fabric should be determined in accordance with Maximum Price Regulation No. 163. Since \$ 1410.102 (a) of that regulation does not adapt itself to use in this situation, the fabric should be priced in accordance with \$ 1410.102 (c) if it is "comparable", or with \$ 1410.102 (i) if it is "similar", to a fabric for which that manufacturer has a maximum price under Maximum Price Regulation No. 163. However, the fabric should be priced in accordance with \$ 1410.102 (d) if it is a "new" one as there defined. If a manufacturer cannot determine the maximum price in accordance with the foregoing, he shall apply for such a price to the Office of Price Administration, Washington 25, D. C.

Where, because of the same circumstances, a knit fabric has no maximum price, a maximum price for it should be determined in accordance with the General Maximum Price Regulation.

It is to be remembered that, as provided in section 3, this order does not apply to a manufacturer who sells or transfers all his production to his own organization to be made into manufactured articles.

price. Where a manufacturer has assigned a value of less than ceiling to fabrics subject to this order which are transferred within his company, but is unable to support the burden of proving that the conditions have been or will be complied with, "total net dollar amount charged" shall be computed on the basis of the applicable ceiling prices of those fabrics.

(a) The first condition applies when the manufactured articles are subject to a ceiling price determined by any formula of the cost-plus type. In this situation, if the manufacturer has assigned to the fabrics "delivered" within his own organization a lower value than ceiling, the maximum price for the resulting manufactured articles shall be the price arrived at under the applicable price regulation after reducing the otherwise allowable cost by the actual difference between the ceiling value and the lower assigned value of the fabrics used.

(b) The second condition applies when the manufactured articles made from fabrics to which the manufacturer has assigned a value lower than ceiling are subject to a ceiling price determined in any other manner than by a formula of the cost-plus type. In this situation the maximum price for the manufactured articles shall be the otherwise applicable ceiling price reduced by one and one-half times the actual difference between the ceiling value and the lower assigned value of the fabrics used (the reduction by an additional half of the difference being intended to compensate for the markup which otherwise would be realized on that difference).

(iii) If in any quarter beginning on or after July 1, 1945 the yardage of greige goods subject to this order delivered by a manufacturer in any class or category constitutes of his total deliveries of goods subject to this order a larger percentage than in his base period by more than one percentage point, the "total net dollar amount charged" for those fabrics delivered in excess of that base period percentage plus one percentage point shall be 11/4 times their value as greige goods figured at ceiling. If the manufacturer in any quarter delivers more than the percentage referred to, the fabrics exceeding the percentage shall be comprised of those delivered last in the quarter.

(2) Yard. "Yard" means "linear yard", except that it shall mean square yard if a manufacturer produces both narrow and wide fabrics (narrow fabrics at a fabrics 40 inches or less in width finished) and has not elected to observe separate "maximum average prices" for wide and for narrow goods.

(3) Delivered. "Delivered" (as well as

(3) Delivered. "Delivered" (as well as "deliver" or "delivery") has the following meaning:

(1) In the case of any fabric which is actually sold by the manufacturer in a state in which it falls within the definition of fabrics in section 2, "delivered" refers to a manufacturer's involcing of fabrics which, in accordance with the purchaser's order, have been shipped or are being held for him.

(ii) In the case of fabrics converted or made by or for the account of the manufacturer into manufactured articles "delivered" refers to the transfer of fabrics from the last plant, department, or process in their production as fabrics subject to this order to the first subsequent plant, department, or process in their conversion into manufactured articles. A transfer shall be regarded as taking place at the time of physical "delivery" to that subsequent plant or department or of the inception of that subsequent process: Provided, That, if the manufacturer's record of transfer required by section 13 (e) is systematically based on some other related occurrence (such as completion of work, packaging or nótification of subsequent department) the transfer shall be regarded as taking place at the time of that occurrence.

(b) The terms "total net dollar amount charged", "yard", and "delivered" (as well as "delivery" and "deliver") shall have the meanings set forth in paragraph (a) (1), (2), and (3) wherever they are used in this supplementary order.

(c) The term "person" includes an individual, corporation, partnership, or as-

sociation of individuals.

- (d) The term "quarter" means calendar quarter or a closely corresponding 13-week quarter, as each manufacturer shall for himself elect. If the manufacturer elects to use calendar quarters the first "quarter" shall be that commencing. July 1, 1945. For a manufacturer electing to use 13-week quarters, the first "quarter" shall consist of 13 weeks commencing on any day during the first week of July 1945; subsequent "quarters" shall consist of consecutive 13-week periods thereafter.
- (e) The term "price regulation" means a maximum price regulation, price schedule, or order issued by the Office of Price Administration.

SEC. 5. Choice between year 'round, half-yearly, or quarterly basis. The wool fabrics produced by a manufacturer for the Fall season are typically different from those produced by him for the Spring season. As a result, there normally is an appreciable difference in the average price of a manufacturer's Fall and Spring fabrics. Taking account of this seasonal variation, this supplementary order not only permits a manufac-turer to subdivide a "class" into "categories" (see section 6) but also gives each manufacturer whose previous sales reflect such a difference in the privilege of choosing between a "maximum average price" which remains constant the year 'round and "maximum average prices" which are different for each half or even for each quarter of the year. However, having once made his choice of the year 'round, half-yearly, or quarterly "maximum average price" basis, he may not thereafter switch to another basis. Furthermore, a manufacturer who has chosen to use "categories" must use the same basis (i. e., annual, halfyearly, or quarterly) for all "categories" within the same "class." If a manufacturer chooses the year 'round basis, his "base year" (see section 7) is his "base period"; if a manufacturer chooses the half-yearly or quarterly basis, each half or quarter of his "base year" shall be his "base period" for each corresponding half or quarter year during which he is subject to this supplementary order.

Sec. 6. Choice between class and category basis—(a) Order applies separately to woven (Class I) and to lenit (Class II) fabries but manufacturers may choose between class and category basis. All provisions of this order apply separately to woven fabries (which constitute Class I) and to knit fabries (Class II). For each class a manufacturer will have a separate "maximum average price" (or prices). However, most manufacturers may elect (separately for each class) to subdivide a class into categories.

(b) Class basis. The manufacturer may group all of his fabrics within a class together for the purpose of this order. This is the class basis of operation. A manufacturer operating on the class basis will have a single "maximum average price", or a single set of half-yearly or quarterly "maximum average prices", for all woven fabrics and another single "maximum average price" or a single set of such prices for all knit fabrics.

(c) Category basis. (1) Most manufacturers may divide the fabrics within any class into categories for the purpose of this order. This is the category basis of operation. A manufacturer operating on the category basis will have a separate "maximum average price", or a separate set of half-yearly or quarterly "maximum average prices", for each category. As explained in Section 9, however, his "credits" or "surcharges" in all categories will be combined in determining whether he has to operate under the "makeup rule."

(2) Subject to limitations contained in subparagraphs (4) and (5) below, any manufacturer may divide his fabrics within a class into categories on the basis of any one or any combination of the following methods of classification:

(i) He may separate the fabrics produced by one or more mills from the

production of other mills.

(ii) He may separate woolen from worsted fabrics (if a fabric contains both woolen and worsted yarns, it shall be classified as woolen or worsted, in accordance with the kind of yarn which is predominant by weight).

(iii) He may separate men's wear fabrics from women's wear fabrics (any fabrics which do not lend themselves to definite classification, as either men's or women's wear fabrics, shall be included in the classification which, without taking them into account, has the lower maximum average price).

(iv) He may separate piece-dyed from stock-dyed fabrics.

- (v) He may separate wide fabrics (over 40 inches in finished width) from narrow fabrics.
- (vi) He may separate woven fabrics made with a warp or filling consisting entirely of cotton yarn from all other woven fabrics, and may separate knit fabrics made with a back consisting entirely of cotton yarn from all other knit fabrics.

(vii) He may separate woven fabrics by weight into not more than four weight groups, each comprising a spread of at least 4 ounces per yard.

(viii) He may separate knit fabrics into (a) dress goods and jersey cloth taken together and (b) coating fabrics; he may separate the former into fabrics welghing less than 11 ounces per yard (56-53 inch width basis) and those welghing 11 ounces or more, and the latter into fabrics of less than 26 ounces and those of 26 ounces or more.

(3) In addition to the bases for classification listed in subparagraph (2) above, any manufacturer may use the following

special categories:

(1) Category A-I consisting of woven, and Category A-II consisting of knitted, snow suitings, ski suitings, and children's legging fabrics.

(ii) Category B-I consisting of 31-to 34-oz. manipulated all-wool meltons priced pursuant to Section 1410.102 (b) of Maximum Price Regulation No. 163.

of Maximum Price Regulation No. 163.
(iii) Category C-I consisting of all other woven, and Category C-II consisting of all other knitted, meltons, melton type or fleece fabrics for mackinaws of all widths weighing 26 oz. per yard or more on a 56-inch width basis.

(4) Although any manufacturer may use the special categories designated in subparagraph (3) above, no manufacturer may select a category in accordance with subparagraph (2) above unless during any quarter between January 1, 1940 and June 30, 1945, he made deliveries in that category of fabrics subject to this order.

(5) If a manufacturer uses categories, they shall be so arranged that no two overlap: in other words, no fabric shall be included in more than one category. If a manufacturer elects to use categories covering only a portion of a class, the balance of the class shall be treated as though it constituted a separate category.

(d) Change of election. A manufacturer's election of the class or category basis (and of the categories he desires to use, if he elects the latter basis) shall be indicated in his "new base period report" (see paragraph (a) of section 14). That election shall become final on October 31, 1945 unless on or before that date the manufacturer shall have filed a new election (together with an appropriately changed "new base period report" reflecting his new election) with the Office of Price Administration, Washington 25, D. C. A new election may become effective only at or as of the beginning of the third or fourth quarter of 1945. No new election shall become effective for the third quarter unless it is filed on or before September 10, 1945.

SEC. 7. How most manufacturers will determine their "maximum average price." (a) A manufacturer shall have as his "base year" any 12-month period designated below during which he delivered fabrics subject to this order of which at least 5 per cent were delivered in each quarter of that year: (1) For Class I (woven) fabrics, either 1944 or the 12-month period from April, 1941 through March, 1942; (2) for Class II (knit) fabrics, 1944. A manufacturer shall himself compute his "maximum average price" (or prices) in accordance with

this section by reference to his base year unless since January 1, 1944 he has acquired the business or a predominant part of the production facilities of another manufacturer. Such a manufacturer, as well as a manufacturer who does not have a base year, must apply to the Office of Price Administration for establishment of a maximum average price (or prices), as provided in section 8.

(b) A manufacturer of Class II fabrics who must compute his maximum average price under this section shall have as his maximum average price (or prices) for the class, or for each category within it, 96 per cent of the weighted average price at which he delivered all fabrics subject to this order within the class or category during his

base period (or periods).22

(c) A manufacturer of Class I fabrics who must compute his maximum average price under this section and who chooses or has 1944 as his base year shall have as his maximum average price (or prices) for the class, or for each category within it, 96 per cent of the weighted average price at which all fabrics within the class or category were delivered by him during his base period. If he chooses or has the 12-month period April 1941 through March 1942 as his base year, his maximum average price for the class or for each category within it shall be the weighted average price at which all fabrics within the class or category were delivered by him during his base period, computed after substituting for each price as invoiced the maximum price now applicable. 24

(d) In the computation of a maximum average price (or prices) the manufacturer must substitute for the price at which a fabric was sold during 1944, regardless of whether it is higher or lower, (1) any adjusted maximum price issued for the fabric by the Administrator prior to July 1, 1945, pursuant to § 1410.109 of Maximum Price Regulation No. 163, and (2) any different maximum price for the fabric which has become effective since such base period (or periods) and prior to July 1, 1945 by virtue of any order or amendment thereto issued pursuant to § 1410.119 of that Regulation or to § 1399.3 of the General Maximum Price Regulation.

(e) In calculating his weighted average price for any period prior to July 1, 1945, the manufacturer shall treat any deliveries made at more than the then applicable ceiling price as though they had been made at that ceiling price.

(f) Any manufacturer whose yearround maximum average price for a

class, as computed under other paragraphs of this section, is or would be less than \$1.50 per linear yard on a 56-58 inch width basis, may use as his maximum average price (or prices) for that class the weighted average price (or prices) at which he delivered all fabrics within the class during the year or the corresponding half or quarter (depending on whether he is operating on the year-'round, half-yearly, or quarterly basis) of 1944, but in no event more than \$1.50 if he is operating on the year-'round basis or than prices which have a simple average of \$1.50 if he is operating on a half-yearly or quarterly basis.

(g) The maximum average price for the special categories listed in section

6 (c) (3) shall be:

(1) For special categories A-I, A-II, and B-I, the lower of the following two alternatives:

(i) the manufacturer's weighted average price for that category for either the first or second quarter of the calendar year 1945, or

(ii) The applicable figure below:

Ċlass B-I_____

- (2) For category C-I or C-II, the manufacturer's weighted average price for either the first or second quarter of the calendar year 1945.
- (h) Regardless of any mistake in his maximum average price (or prices) as filed with the Office of Price Administration pursuant to section 14 (a), the manufacturer's maximum average price (or prices) shall not exceed the price he has filed unless and until he has received acknowledgment of the filing of a corrected price (or prices) as provided therein.

SEC. 8. Other manufacturers-(a) Filing of application. The maximum average price of any manufacturer who cannot determine one under section 7 shall be a price authorized by the Administrator. Such a manufacturer shall file an application for a maximum average price (or prices) with the Office of Price Administration, Washington 25, D. C., and may specify his preference for an annual, semi-annual, or quarterly maximum average price basis and for the class or category basis. Paragraph (b) below specifies the information to be furnished in the application by all applicants; paragraph (c) specifies the additional information to be furnished only by certain applicants specified therein.

(b) Contents of application; information to be furnished by all applicants. Each applicant must furnish the follow-

ing information:

(1) The applicant's business name, the address of the office where most of his invoices are or will be prepared, and the name and address of any mills operated by him which produce fabrics subject to this order;

(2) The class or category of fabrics for which he cannot determine a maximum average price (or prices) and why he cannot determine a maximum average price for that class or category under section 7:

(3) The price (or prices) he seeks to have authorized as his maximum aver-

age price (or prices); and the reasons why he believes he should be authorized

to use such price (or prices);
(4) Separately for each calendar quarter between January 1, 1944, and June 30, 1945, in which he delivered fabrics subject to this Order the following information:

(i) For each fabric delivered, a brief description, the number of yards delivered, and the price per yard at which the greatest number of yards was sold:

(ii) The total yardage, less returns and allowances, the total net dollar amount charged, and the weighted average price for all fabrics in each class:

(iii) In the event a manufacturer elects to use categories, he shall indicate the category into which each of the fabrics listed pursuant to (i) falls, and shall for each category furnish the information called for by (ii) above.

(5) The kind of quarters on which he elects to operate in accordance with paragraph (d) of section 4 (i. e., calendar quarters beginning July 1, 1945, or 13-week quarters, specifying the date on

which his first quarter will begin).
(c) Contents of application; additional information to be furnished only by certain applicants. (1) Any applicant whose information given under paragraph (b) (4) above includes data for any plant sold or dismantled by him after January 1, 1944, or for any other business or the production facilities of another manufacturer which he acquired after January 1, 1944, shall state:

(i) The name and address of such

plant, business, or facilities.

(ii) The date of sale, dismantling, or acquisition by him, and,

(iii) Insofar as possible, for such plant, business, or facilities the information specified in paragraph (b) (4) for each calendar quarter between January 1, 1944, and the date of the sale, dismantling, or acquisition by the applicant;

(2) Any applicant who made his first delivery of fabrics subject to this order after June 30, 1944 and any applicant who cannot determine his maximum average price for lack of records shall state: (i) The previous business experience of all officers and principals of the applicant and of any persons owning 10 per cent or more of the applicant in the following detail:

(a) Business name and address of each firm, which produced fabrics subject to this order, with which each person was connected during 1941, 1942, 1943 and 1944,

(b) Position of the person in each firm, i. e., owner, plant manager, etc.,

(c) A brief description of the fabrics produced by each firm;

(ii) An identification of the manufacturing facilities which the applicant is using or proposes to use, stating whether they are owned by the applicant or belong to another manufacturer or to a commission weaver or knitter, and, if owned, when they were acquired and from whom; and

(iii) A brief description and the estimated yardage of each kind of fabric the applicant proposes to manufacture during each of the two quarters subsequent to the date of his application.

(d) In authorizing maximum average prices under this section, the Adminis-

²⁴ A manufacturer who has elected to use the half-yearly or the quarterly basis and has also elected to use categories may find with respect to a particular category that, while he made deliveries in the category during his base year, he did not make deliveries in the category in each of his base periods (i. e., in each half or quarter of his base year). In this situation the manufacturer, whether of Class I or of Class II fabrics, shall have as his maximum average price during any quarters for which he had no deliveries in the corresponding base period a simple average of his maximum average prices for the category for the other quarters.

trator will give primary consideration to the kinds of fabrics made during the year 1944 on the manufacturing facilities which the applicant is using or proposes to use or avail himself of. However, in appropriate cases, and especially in cases where the manufacturer does not himself operate production facilities, consideration will also be given to the applicant's prior experience and to the general level of maximum prices in the industry for the kinds of fabrics the applicant is making or proposes to make.

(e) No manufacturer required to apply for a maximum average price (or prices) under this section shall after September 10, 1945 sell or deliver fabrics subject to this order unless he has filed. and received from the OPA an acknowledgment of, an application for such a

price (or prices).

(f) A manufacturer who prior to July 1, 1945 made no deliveries of fabrics subject to this order shall not sell or deliver any such fabrics until a maximum average price (or prices) has been authorized for him by the Administrator.

(g) Notwithstanding paragraph (a) of this section or paragraph (a) of section 7:

- (1) A manufacturer who has no base year but who made deliveries during both the third and fourth quarter of 1944 shall, pending action on his application for his maximum average price (or prices), treat the 12-month period July 1944 through June 1945 as though it were his base year and shall determine his maximum average price (or prices) as though he were subject to paragraphs (b), (c), (d), (e), (f) and/or (h) of section 7.26
- (2) A manufacturer who has no base year and who did not during both the third and fourth quarter of 1944 make deliveries of fabrics subject to this order (in lieu of observing a maximum average price and until a maximum average price has been established for him by order of the Administrator) shall sell no fabric subject to this order at a price higher than the highest price at which any fabric-subject to this order was delivered by him during the last quarter prior to July 1, 1945 in which he delivered such

Sec. 9. Maximum average price·limitation—(a) "Surcharge" and "credit". If for any period a manufacturer's weighted average price for a class or category exceeds his maximum average price for that period and class or category, he has incurred a surcharge for that class or category; if it is less than his maximum average price, he has earned a "credit".3 The dollar amount of the "surcharge" or "credit" is the difference

2bThis manufacturer, who will have filed an application pursuant to this section, need not file any base period report called for by section 14(a).

Section 17 gives almost every manufacturer an increase in his maximum average price (or prices) for the July quarter of 1945. It provides, however, that the increase is to be disregarded in determining whether the manufacturer has earned a credit. In other words, a manufacturer will earn a credit only if his weighted average price is less than his otherwise applicable maximum average price.

between the manufacturer's weighted average price and his maximum average price for the period multiplied by the number of yards of fabrics subject to this order delivered during the period.

(b) "Net surcharge". At the end of each quarter a manufacturer must determine for each class whether he is left with a "net surcharge". A manufacturer is left with a "net surcharge" if and to the extent that his surcharge for a class (or, if he is operating on the category basis, the total of his surcharges for all categories in the class) exceeds the total of his credit (or credits) for the class or for all categories in the class for all quarters since July 1, 1945 taken together. A manufacturer must determine "net surcharges" separately for Class I and Class II.

(c) Makeup rule to be observed by manufacturer having net surcharge at end of each of two consecutive quarters. A manufacturer who is left with a net surcharge at the end of each of two consecutive quarters shall not thereafter deliver any fabric in that class at a net price per yard above the applicable maximum average price 'until he has "made up" the net surcharge existing at the end

of the second such quarter.

(d) When a net surcharge is "made up" and makeup rule ceases to apply. A net surcharge is "made up" when, in connection with deliveries made since becoming subject to the makeup rule, he has earned a credit for the class or credit for the categories in the class equivalent to the net surcharge which was to be 'made up". Once the manufacturer has "made up" his net surcharge, his operations under the makeup rule cease. However, a manufacturer must resume observance of the makeup rule whenever he has again been left with a net surcharge for each of two consecutive quarters. It should be noted that a manufacturer necessarily has again been left with a net surcharge for each of two consecutive quarters if he has a net surcharge at the end of a quarter in which he makes up a previous net surcharge.

Sec. 10. Applications for adjustments-(a) Basis for adjustment. Any manufacturer whose maximum average price (or prices) is determined pursuant to section 7 may apply for an adjustment of his maximum average price (or prices) for a class or for one or more categories if he can show:

- (1) That in order to comply with his maximum average price for the class or category he must manufacture low priced types of fabrics which he manufactured in his base year but for which necessary low priced raw materials are unavailable:
- (2) That his production within a class or category during 1944 was not representative due to the preemption by milltary work of certain machinery required for the production of fabrics of a type which were made on that machinery in the last year in which it was used exclu-

sively for civilian production, and that

such machinery is presently available.
(b) Extent of adjustment. (1) Under paragraph (a) (1) a manufacturer ordinarily will be granted an adjustment of his maximum average price to the extent necessary to allow him to produce fabrics from the lowest priced raw material available which is suitable for manufacturing fabrics of the same or similar type.

(2) Under paragraph (a) (2) a manufacturer will be granted an adjusted maximum average price which will reflect, insofar as possible, what his weighted average price for a class or category would have been in 1944 if his production had included fabrics of the type for which facilities were unavailable.

- (c) What the application must contain. (1) A manufacturer who seeks an adjustment under paragraph (a) (1) must submit the following information: (i) the fabrics delivered in 1944, specifying those for which he claims raw materials are no longer available, (ii) the raw materials used in the manufacture of such fabrics; (iii) his normal sources of supply of such ray materials; (iv) a statement summarizing in detail his unsuccessful attempts to secure materials within the last three months; (v) a statement showing in detail what are the next higher priced materials which are currently available and suitable for manufacturing fabrics of the same type; (vi) the fabrics, if any, in which he used such materials in his base period and the fabrics in which he proposes to use such materials; and (vii) his proposed adjusted maximum average price.
- (2) A manufacturer who seeks an adjustment under paragraph (a) (2) must submit the following information:
- (i) Description of the unavailable machinery and fabrics (construction details) which could only be made on that machinery.

(ii) Why these fabrics can only be made on that machinery.

(iii) Selling prices and yardage delivered of such fabrics in the base year. if any, and in the last year in which that machinery was all on civilian production, and the same information for all the fabrics in that class or category.

(iv) The weighted average price and estimated production of the fabrics to be made on that machinery, and the existing maximum average price and estimated production for all the fabrics in that class or category.

(v) The maximum average price proposed by the applicant.

- (d) How adjustments will be granted. (1) A manufacturer seeking an adjustment pursuant to this section shall submit all the information requested in paragraph (c) in duplicate to the Office of Price Administration, Washington, D. C.
- (2) When an application has been filed, the Administrator may at any time

(i) Approve the requested adjustment in whole or in part;

(ii) Through the head of the Wool Section, make a request in writing for omitted information;

(iii) Through the head of the Wool Section inform the applicant that action on his application will require more than 20 days.

^{&#}x27;If a manufacturer uses categories and is operating on a "make up" basis, he may not deliver any fabric at a net price above the maximum average price for the category in which it falls, even if he has a credit in that

(3) If, within 20 days after filing the Administrator has not acted on the application in one of the foregoing ways, it shall be considered approved for the quarter of operations in which it is filed.

SEC. 11. Petitions for amendment. Any person seeking amendment of any provisions of this supplementary order may file a petition for amendment of general applicability in accordance with the provisions of Revised Procedural Regulation No. 1. Where found appropriate, the Administrator will add to the order further provisions setting criteria of general applicability for the granting of merited individual adjustment.

SEC. 12. Invoices. Every manufacturer must, in connection with every delivery pursuant to an actual sale (including deliveries for cash) of fabrics subject to this order, furnish an invoice to the purchaser. This invoice must contain at least the following information:

(a) The date,

(b) The name and address of the seller and purchaser,

(c) For each different fabric delivered, the manufacturer's style number,

(d) The number of linear yards delivered of each fabric described, and

(e) The price per linear yard charged and terms of sale for each fabric described.

SEC. 13. Records. Every manufacturer must keep the records required by this order available for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. The records required by this order, including invoices, must be kept in the manufacturer's office where most of his invoices are prepared.

(a) Base period records. Every manufacturer must keep all the original records, including invoices and other data, used by him in preparing his base period report described in section 14.

(b) Invoices. Every manufacturer must keep a copy of each invoice he furnished to the purchaser in connection with his deliveries of fabrics subject to this order.

(c) Reports and orders. Every manufacturer must keep a copy of all re-rorts he files with the Office of Price Administration under this order and all individual orders affecting him issued by the Office of Price Administration under this order.

(d) Makeup operation record. During so much of any quarter as a manufacturer is operating on a makeup basis, he must keep a daily or weekly cumula-tive record showing the date of each entry and, for the quarter to date, the amount of net surcharge made up and, separately for each class or category, the total net dollar amount charged for fabrics delivered and the total number of yards delivered (less returns and allowances). To find the total net dollar amount charged in a class or category as of the end of any day or week, the manufacturer adds the day's or week's net charges in that class or category to the total of all his preceding

net charges in that class or category since the beginning of the quarter. Similarly, to find the total number of yards delivered, in that class or category he adds the yards delivered in that class or category, less returns and allowances, for the day or week to the total of all the yards he previously delivered in that class or category since the beginning of the quarter. The amount of net surcharge made up as of the end of any day or week is equivalent to the class credit (see section 9), if any, earned since the beginning of the quarter. A manufacturer has not completed his makeup operation until his last entry showing the amount of net surcharge made up at least equals the amount of net surcharge existing at the end of the preceding quarter.

(e) Record of deliveries within manufacturer's own organization. As explained in section 4 (a) (3) the term delivery refers not only to actual sales but also sometimes to mere transfer of fabrics subject to this supplementary order within or for the account of a manufacturer's own organization. For such deliveries every manufacturer must keep a continuous record showing for each delivery at least the following information:

(1) The date.

(2) An identification of the plants or departments making and receiving the delivery,

(3) For each different fabric delivered. the manufacturer's style number,

(4) The number of linear yards delivered of each fabric described, and (5). The price per linear yard at which

each fabric described is delivered. (f) Optional records. (1) It is not required but it is suggested that every manufacturer keep at all times, to assist him in complying with this order, a daily cumulative record by class or category of the total net dollar amount charged for fabrics delivered and the total number of yards delivered, less returns and allowances, as described in paragraph (d) above. It is also suggested that manufacturers keep a daily record of their cumulative weighted average prices for each class or category. To find his daily cumulative weighted average price for a class or category a manufacturer divides his cumulative net dollar amount charged for that class or category by the cumulative number of yards he delivered in that class or category. In this way, he can see from day to day whether his weighted average price for that class or category is higher or lower than his maximum average price for that class or category.

(2) In addition or as an alternative to the cumulative delivery record discussed in (1) above, it is suggested that manufacturers keep a simple record by class or category of their deliveries of fabrics subject to this order. For each day's or week's or month's deliveries, a manufacturer would record:

(i) The period covered (day, week, or month);

(li) The total net dollar amount charged for fabrics delivered during that period in each class or category, and

(iii) The total number of yards, less returns and allowances, delivered during that period in each class or category.

Sec. 14. Reports—(a) "New" base period report—(1) Filing of new base period report. On or before August 25, 1945, every manufacturer whose maximum average price must be determined under section 7, must file with the Office of Price Administration, Washington 25, D. C., one copy (signed by an owner, offi-cer, or principal) of a "new" base period report under this revised order. The "new" report must be filed regardless of whether a base period report was duly filed prior to revision of Supplementary Order No. 113.

(2) Deliveries prohibited after September 10, 1945 unless report filed and acknowledged. After September 10. 1945 no manufacturer obliged to file a "new" base period report shall deliver any fabric subject to this order or any commodity made therefrom until he has received acknowledgment from the Office of Price Administration of the filing of his "new"

base period report.
(3) Contents of "new" base period report. Every manufacturer's "new" base period report must contain (i) his business name and the address of the office where most of his invoices are prepared: (ii) the name and address of any mills operated by him which produce fabrics subject to this order; (iii) his election to use the year-round, half-yearly, or quarterly basis; (iv) his election to use the class or category basis and, if the latter, the categories he elects to use; (v) the beginning and end dates of each of his base periods: the kind of quarters on which he elects to operate in accordance with paragraph (d) of section 4 (i. e., calendar quarters beginning July 1, 1945 or 13 week quarters, specifying the date on which his first quarter will begin); and (vii) the following information for each class or, if he is operating on the category basis, for each category;

(a) The stotal net dollar amount charged for fabrics subject to this order which he delivered during each of his

base periods;

(b) The total number of yards, less returns and allowances, delivered by him in each base period (specifying whether linear or square yards);
(c) His maximum average price (or

prices); and

(d) In the case of a-manufacturer who uses any of the special categories provided for in section 6 (c) (3), the total net dollar amount charged for fabrics he delivered, the total number of yards he delivered, less returns and allowances. and his weighted average price, for the first or second quarter of 1945, whichever has the higher weighted average

(4) Correction of base period report. If a manufacturer has filed a new base period report and later finds that any of the items called for in paragraph (a) (3) of this section was incomplete or incorrect, he must file one copy of the correct information at once with the Office of Price Administration, Washington 25, D. C. However, if a corrected maximum

average price for a class or category is higher than a maximum average price listed for that class or category on his previously filed report, he may not use the higher maximum average price until he has received acknowledgment from the OPA of the receipt of his corrected information.

- (5) Changed election as to class or category basis. As provided in section 6 (d), a modified new base period report must be filed if in accordance with that section a manufacturer desires to make a new election between the class or category basis or as to the categories he will use.
- (b) Quarterly reports. Within 20 days after the end of each quarter, every manufacturer must file with the Office of Price Administration, Washington 25, D. C., two copies (signed by an owner, officer, or principal) of a report covering all deliveries of fabrics subject to this order which he made during the quarter, including deliveries made while he was operating on a makeup basis. Each quarterly report must contain:

(1) The manufacturer's business name and address;

(2) The class or categories of fabrics covered by the report;

(3) Dollar amount of net surcharge, if any, for each class at the end of the quarter:

(4) Dollar amount of net surcharge, if any, for each class at the end of the quarter immediately preceding the quarter covered by the report;

(5) For each class or, if he is operating on a category basis, for each category:

(i) Total net dollar amount charged for deliveries during the quarter;

(ii) Total number of yards delivered during the quarter less returns and allowances (specifying whether linear or square yards);

(iii) Weighted average price for the quarter;

(iv) Maximum average price for the quarter;

(v) Dollar amount of credit or surcharge, if any, for the quarter.

(c) Makeup reports. Within 10 days after completely making up the net surcharge existing at the end of the second of two consecutive quarters in which the manufacturer had net surcharges. every manufacturer must file with the Office of Price Administration, Washington 25, D. C., one copy (signed by an owner, officer, or principal) of a makeup report. Each makeup report must contain the following information:

(1) The manufacturer's business name and address and the class or categories

covered by the report;
(2) His maximum average price or prices for each class and category during the makeup operation covered by the report;

(3) The beginning and end dates of the makeup operation covered by the

report;
(4) The dollar amount of net surcharge which he had to make up;

(5) Total net dollar amount charged for deliveries during the makeup operation in each class or category;

(6) Total number of yards delivered, less returns and allowances, specifying whether square or linear yards, during the makeup operation for each class or

category; and
(7) Dollar amount of net surcharge made up (which will be at least equivalent to the credit earned for the class during the makeup operation).

Sec. 15. Prohibitions and enforcement-(a) Prohibitions. Regardless of any contract or other obligation:

(1) On and after September 10, 1945 no manufacturer shall deliver any fabric subject to this order or any commodity made therefrom unless he has received an acknowledgment from the Office of Price Administration that he has filed the report required by section 14 (a) or the application required by section 8.

(2) A manufacturer who fails to file any other report required by this order by the date it is due shall thereafter deliver no fabrics subject to this order or any commodity made therefrom until the overdue report has been filed.

(3) A manufacturer, when subject to the makeup rule, shall deliver no fabric subject to this order at a price per yard higher than his maximum average price

for the class or category.

(4) A manufacturer who has assigned a value of less than ceiling to fabrics subject to this order transferred in part within his organization shall not sell the manufactured articles made from such fabrics at prices higher than those specified in section 4 (a) (1) (ii).

(5) No person shall, for the purpose of evading the price limitations set forth in this order, sell, purchase, deliver, contract, deal or otherwise operate with or through any other person under common control with, controlled by, controlling or otherwise affiliated with the seller.

(6) No person shall agree, offer, solicit or attempt to do any of the acts pro-

hibited in this section.

(b) Enforcement. Persons violating any provisions of this order are subject to the criminal penalties, civil enforce-ment actions, suits for treble damages and proceedings for suspension of licenses provided by the Emergency Control Act of 1942, as amended.

Sec. 16. Licenses required. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violations of the license or of one or more applicable price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license is suspended.

Sec. 17. Increase in maximum average price for third and fourth quarters of 1945. (a) Notwithstanding any other section of this supplementary order, but subject to paragraphs (b), (c), and (d) below, a manufacturer whose otherwise applicable maximum average price (or prices) is fixed by section 7 may take as his maximum average price for each class or category, (1) for the quarter beginning nearest July 1, 1945 either

his weighted average price for all fabrica delivered in that class or category during the year or the corresponding half or quarter (depending on whether he is operating on the year-'round, half-yearly, or quarterly basis) of 1944 plus 3 per cent or of 1943 plus 2 per cent, and (2) for the quarter beginning nearest October 1, 1945, 93 per cent of his weighted average price for all fabrics delivered in that class or category during the year or the corresponding half or quarter (depending on whether he is operating on the year-'round, halfyearly, or quarterly basis) of 1944.

(b) Paragraph (a) of this section shall not apply to any maximum average price established by or pursuant to section 8 or to any maximum average price which has been based on paragraph (f) or (g)

of section 7.

(c) Any "credit" determined pursuant to paragraphs (a) and (b) of section 9 shall be computed without regard to the increase provided for in paragraph (a) of this section.

(d) The new base parlod report required by section 14 shall be prepared without regard to the increase provided for in paragraph (a) of this section.

This Revised Supplementary Order No. 113 shall become effective as of July 1. 1945.

Note: All reporting and record-keeping requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1922.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13570; Filed, July 24, 1945; 4:24 p. m.]

> PART 1306-IRON AND STEEL [RPS 49 1, Amdt. 32]

RESALE OF IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the

Federal Register.
Revised Price Schedule No. 49 is amended in the following respects:

- 1. A new paragraph (g) is added to § 1306.156 to read as follows:
- (g) The Office of Price Administration may adjust any individual sellers' maximum price established in this schedule for material which has undergone the operation of warehousing (as defined in § 1306.157 (s) of the schedule) subject to the conditions set forth in this paragraph (g)
- (1) Conditions under which adjustments are applicable and amount of adjustment that may properly be granted. Before any adjustment may be granted. the applicant must demonstrate:

¹8 P.R. 4603, 4542, 7257, 7769, 7809, 9830, 9759, 10553, 10663; 9 P.R. 604, 1054, 3649, 4390, 4344, 5337, 6505, 8242, 11106; 10 P.R. 1738, 2432,

(i) That an industry-wide increase has been granted on a product or product line to steel producers by an amendment to Revised Price Schedule No. 6 and such increase has not been passed through for resellers by any provision of this schedule;

(ii) That as the result of such an industry-wide increase, the applicant's cost of that product or product line from his producer source of supply has been raised so that after deducting the average material cost from the average sales revenue, the resulting margin expressed as a percentage ratio of average sales revenue for sales of the product from the warehouse location is lower than 18½ percent.

When the applicant satisfies this condition, the Administrator may grant an upward adjustment not to exceed the amount of the mill increase and only sufficient to bring his trading margin on the product or product line up to 18½%, but in no event shall the adjusted margin exceed any one of the following factors:

(a) The percentage ratio of the applicant's total operating expense to his total sales in his most representative recent accounting period; or

(b) The percentage margin enjoyed by the applicant for that product or product line at the warehouse location in the calendar year 1940.

The amount of the increase, so determined, shall be made in units of 5¢ per 100 pounds by adjusting the required increase to the nearest 5¢: Provided, however, That the adjusted increase shall not exceed the mill increase.

(2) Application for adjustment. Applications for adjustment under this paragraph shall be filed in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration. Such applications shall be submitted on Form 674-2493 in accordance with the instructions accompanying said form. Copies of this form may be obtained from the Office of Price Administration, Metals Price Branch, Washington, D. C., or from the Price Division of any of its Regional Offices.

(3) Action by Office of Price Administration. The Office of Price Administration shall promptly acknowledge receipt in writing of the application for adjustment and shall act upon such application within 20 days after the mailing of the acknowledgment or after the receipt of any additional information requested. It may deny the application, establish a different price or may grant the adjustment requested and may impose such conditions as are appropriate.

- (4) Waiting period. If the Office of Price Administration has not acted upon an application within the period specified, the applicant may use the requested price until such time as he receives notice from the Office of Price Administration that his price has been revoked or modified.
- (5) Permission to quote prices reflecting the pending adjustment. Pending action of the Office of Price Administration upon an application, the seller may make offers or enter into contracts upon the basis of the requested price, but may not receive payment of the requested

price until action by the Office of Price Administration or until expiration of 20 days after mailing of the acknowledgment.

This amendment shall become effective August 1, 1945.

Note: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13635; Filed, July 25, 1945; 11:42 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[FPR 4,1 Amdt. 1]

PRICING PROVISIONS FOR CERTAIN FOOD PROD-UCTS SOLD AT RETAIL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 11 (f) is amended to read as follows:

(f) "Health food stores." A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this regulation a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements

This amendment shall become effective August 2, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

Approved: July 17, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13636; Filed, July 25, 1945; 11:41 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[MPR 422,2 Amdt. 50]

CEILING PRICES OF CERTAIN FOODS SOLD AT RÉTAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 422 is amended in the following respects:

- 1. The last sentence of section 2 (a) is amended to read as follows: "This regulation does not apply; however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of 'specially prepared dictetic foods' by 'health food stores' or 'health food departments.'"
- 2. Section 16 (g) is added to read as follows:
- (g) On and after August 2, 1945, "health food stores" are made subject to this regulation for certain items in accordance with section 2 (a). If you are a "health food store," you must by the opening of business on August 2, 1945, have figured your ceiling price in accordance with sections 3 and 4 for each such item which you have in stock at that time. For each such item which you do not have in stock at that time, you must figure your ceiling price in accordance with section 5. However, in doing so, you must substitute the date August 2, 1945 for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.
- 3. Section 36 (b) is amended to read as follows:
- (b) Health food stores. A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this regulation a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements.

This amendment shall become effective August 2, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved: July 17, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13628; Filed, July 25, 1945; 11:43 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[MPR 423, Amdt. 48]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN \$250,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

¹9 F.R. 6711.

² 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251.

¹ 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514.

has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 423 is amended in the following respects:

- 1. The last sentence of section 2 (a) is amended to read as follows: "This regulation does not apply, however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of 'specially prepared dietetic foods' by 'health food stores' or 'health food departments'."
- 2. Section 17 (f) is added to read as follows:
- (f) On and after August 2, 1945, "health food stores" are made subject to this regulation for certain items in accordance with section 2 (a). If you are a "health food store," you must figure your ceiling price for each such item in accordance with sections 3 and 4, substituting the date August 2, 1945, for the date August 5, 1943, whenever it appears in sections 3 and 4.
- 3. Section 25 (b) is amended to read as follows:
- (b) Health food stores. A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this regulation a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements.

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This amendment shall become effective August 2, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved: July 17, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13629; Filed, July 25, 1945; 11:43 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[RO 2C,1 Amdt. 2]

USED PASSENGER AUTOMOBILES IN HAWAII

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Ration Order 2C is amended in the following respects:

- 1. Section 1.1 (a) is amended by changing the first sentence to read as follows:
- (a) "Rationed used cars" subject to this order. "Rationed used cars" are all

- 2. Section 3.2 (15) is amended by adding the following:
 - (iv) Newspaper establishments.
- 3. Section 3.2 is amended by adding the following:

(27) Restaurant operators. The owner or operator of a restaurant for transporting food and supplies necessary and essential to the operation of such restaurant, provided that on the island of Oahu the applicant must present to the Board a certification by the War Manpower Commission that the restaurant is locally needed; on the islands of Hawaii, Maui, Molokai and Kauai the local need for the restaurant must be determined by the Board.

This amendment shall become effective as of July 16, 1945.

Note: The record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of July 1945.

GERALD A. BARRETT, Territorial Director, Territory of Hawaii.

Approved:

James P. Davis, Regional Administrator, Region IX.

[F. R. Doc. 45-13633; Filed, July 25, 1945; 11:45 a. m.]

PART 1408—GLASS AND GLASS CONTAINERS [MPR 382, Amdt. 9]

WIDE MOUTH GLASS CONTAINERS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 382 is amended in the following respect:

Section 3.5 (c) is amended to read as follows:

(c) Applicable period of this Section. The provisions of this paragraph shall be applicable only on shipments made during the period May 1, 1945, to September 30, 1945, inclusive.

' This Amendment No. 9 shall become effective July 30, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13627; Filed, July 25, 1945; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [Restriction Order 11, Revocation]

CIGARETTE RESTRICTION ORDER FOR PUERTO RICO

A rationale accompanying this revocation, issued simultaneously herewith, has been filed with the Division of the Federal Register. Restriction Order 11 is hereby revoked, except that any violations which occurred or rights or liabilities which arose before the effective date of this order of revocation shall be governed by the order in effect at the time the violation occurred or the rights or liabilities arose.

This order of revocation shall become effective as of July 12, 1945.

Issued this 25th day of July 1945.

SAM GILSTRAP, Territorial Director, Puerto Rico.

Approved:

JAMES P. DAVIS, Regional Administrator, Region IX.

[F. R. Doc. 45-13634; Filed, July 25, 1945; 11:45 a. m.]

PART 1418—TEPRITORIES AND POSSESSIONS [REAPR 373 1, Amdt. 8]

SANDWICHES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. A new section 70 is added to read as follows:

Sec. 70. Maximum prices for sales of sandwiches to other than ultimate consumers—(a) What this section does. This section sets maximum prices for all sales of sandwiches except sales to ultimate consumers. Sales of sandwiches to ultimate consumers are covered by Restaurant Maximum Price Regulation 9-1.

(b) Maximum prices. (1) Maximum prices for sales of sandwiches to any person other than an ultimate consumer are hereby established to be as follows:

Haximum

Type and quantity of filing Each

Type No. 1. Bacon; baked, boiled or

- (2) Any of the following, or a combination of any of the following, items may be substituted for not more than one-half of the fillings set forth in subparagraph (1) above: Lettuce, tomato, chopped olives, celery, onion, mayonnaise, butter, mustard or other condiments.
- (3) Each sandwich shall consist of not less than two slices of bread, or a sand-

^{1942 (}driven 1,000 miles or more), 1941, 1940, 1939 and 1938 year model passenger automobiles.

¹⁰ P.R. 6646, 7497, 7794, 7789, 8920, 8069, 8371.

¹⁹ F.R. 9164.

wich bun, plus the filling and each sandwich must be individually wrapped.

(c) Maximum prices for sandwiches not listed in paragraph (b). Any person who sells or offers for sale any sandwich not set forth in paragraph (b) shall file an application for the establishment of a maximum price for such sandwich in accordance with the pro-

visions of section 9 (a) of this regulation.
(d) Sales invoices. In addition to the purchase and sale records required to be kept by section 10 (a) of this regulation, every person making a sale of any sandwich covered by this section must invoice each sale of such sandwich. A copy of this invoice must be made and kept by the seller for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. The original invoice must be delivered to the buyer and must set forth the name and address of the buyer and seller, date of purchase, the kind of filling and number of ounces in each sandwich sold, the quantity sold, and the price charged or received.

Note: The reporting and record keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of

This amendment shall become effective as of June 22, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr. Acting Administrator.

[F. R. Doc. 45-13630; Filed, July 25, 1945; 11:43 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [RMPR 373,1 Amdt. 9]

FISH AND SEAFOOD IN HAWAII

A statement of the considerations in-. volved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. A new section 19a is added to read as follows:

SEC. 19a. Ceiling prices for prepared fish, seafood, and other Hawaiian food items on the Island of Oahu—(a) What this section does. This section establishes dollar-and-cents ceiling prices for all sales on the Island of Oahu of fish and seafood prepared for human consumption, but not for eating on the premises where sold; also for certain other specifically enumerated Hawaiian food items. Hereinafter fish and seafood so prepared shall be referred to as "prepared fish and seafood".

(b) What persons are covered. Any person who sells or, in the usual course of business, buys any prepared fish, seafood, or other enumerated Hawaiian food items is subject to this section.

(c) Your ceiling prices. Your ceiling prices for each kind of prepared fish or seafood or other Hawaiian food items covered by this section that you are permitted to sell are established herein and set forth in Table A of this section. They are also set out on your OPA list of ceiling prices for prepared fish and seafood and other Hawaiian food items.

(d) When the new ceiling prices take effect. This section shall become effective on the 12th day of June, 1945. The dollar-and-cents ceiling prices established by this section shall take the place of all previous ceiling prices established by the place of al lished by the Office of Price Administration for prepared fish, seafood, and other Hawaijan food items.

(e) What prepared fish, seafood, and Hawaiian food items you may sell. On and after June 12, 1945, the only prepared fish, seafood, or Hawaiian food items that are not covered by a different section or regulation that you may sell or offer to sell are those prepared fish, seafood, and Hawaiian food items which are given dollars-and-cents ceiling

prices in this section.
(f) How you make "prepared fish and seafood". You may make prepared fish in the usual and customary manner prevalent in the Territory of Hawaii. Prepared fish must not contain any part of the head, fins, tail, or viscera. If cut into sections exceeding one and one-half inches square, then it shall be classed as fish "not listed in Groups I; II, or III" and shall be priced as in Group IV of Table A of this section; except that the following named fish: Aawa, Alaihi, Kole, Maiii, Aholehole, Akule, Awa, Iheihe, Maiko, Manini, Opelu, Amaama, Moana, Oio, U'u, Weke, if their round weight does not exceed 10 ounces, may be prepared without cutting into sections and sold with the head on. Your ceiling prices for such items must be computed in proportion to the ceiling prices as established in Groups I, II, and III of Table A for the corresponding kind of fish.

(1) Additional requirements. (i) Each selling unit of prepared fish specified in Groups I, II, III, and IV in Table A must contain an additional two ounces of any of the following relishes or combination of the same: onion, tomato, chili pepper, limu, ilimone, and Hawaiian

salt. (ii) Provided, however, That the fish enumerated in this paragraph (f) when prepared in units of over 8 ounces must contain not less than 4 ounces per unit of the relishes above-named or any com-

bination thereof.

(g) Post your ceiling prices. On and after June 12, 1945, you must have posted at your store or selling establishment your "Official OPA List of Ceiling Prices" for prepared fish, seafood, and other Hawaiian food items covered by this section. Place it on or near your counter in one or more places where the customer may easily examine it. When you display any item covered by this section. you must put on or near it your selling price per unit and the name of the item. Example; if you display several dishes of Aawa, prepared Hawaiian style, you must have a card or tag on one or more of the dishes reading as follows: "Prepared Aawa-6 oz. or over-20¢ each".

(h) Records, reports and sales slips. On and after June 12, 1945, the effective date of this section, you shall keep complete and accurate records of each purchase. If you have customarily given a customer a sales slip, receipt, or similar evidence of purchase, you shall continue to do so. Furthermore, regardless of your previous custom, at the time of delivery you shall give sales slips on all sales except to ultimate consumers and upon request by a consumer give a receipt showing the date of purchase, your name and address, the name and weight of each item sold, and the total price you received for the respective items.

(i) Enforcement and licensing. Sellers and buyers in the course of trade or business who violate any of the provisions of this section are Hable to all of the penalties provided in Section 11 of Maximum Price Regulation 373, to which your attention is specifically hereby

called.

(j) Indirect price increases. (1) The price limitations set forth in this section shall not be evaded directly or indirectly by you: nor shall you require the purchaser to buy at any price other food products as a condition of selling any item covered by this section.

(2) You must not charge, solicit or receive any consideration for or in connection with any service which has not been provided for in this section and for which a price has not been fixed.

(k) Prohibitions and penalties. (1) On and after the effective date hereof, if you sell or deliver any item covered by this section at a higher price than the ceiling price established by this section, or if you agree, offer, solicit or attempt to do any of the foregoing, or if you otherwise violate any provision of this section, you are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. Also, any person who, in the course of trade or business, buys from you at a price higher than your ceiling price is subject to the criminal penalties and civil enforcement actions provided for by that Act.

(2) No seller shall pre-wrap or package any item covered by this section unless the contents of said package have actually been sold to or ordered by a customer and unless there is attached thereto a sales slip showing the date of sale, name and address of the seller and buyer, a full description of the contents of the package, the number of units, price per unit, and total price charged or received.

(1) Petitions for amendment and applications for adjustment. Any person seeking an amendment to this section or an adjustment of a maximum price may petition for the former or apply for the latter according to the provisions of sections 8 and 9 respectively of Maximum Price Regulation 373.

(m) Table A, attached hereto, is hereby made an integral part of this section.

Note: The reporting and record keeping provisions of this regulation have been approved by the Bureau of the Budget in ac-

¹¹⁰ F.R. 6646, 7407, 7794; 7799, 8020, 8069,

cord_nce with the Federal Reports Act of 1942.

This amendment shall become effective as of June 12, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

TABLE A

PREPARED FISH, SEAFCOD, AND OTHER HAWAIIAN
FOOD ITEMS ON THE ISLAND OF OHAU

Group I—Ceiling price 20¢ per selling unit— Selling unit—6 ounces.

Aawa, Aha, Alaihi, Carp, Hilu, Hinalea, Humuhumu, Kole, Kuikui, Lai, Maii, Miklawa, Naenae, Nunu, Pakuikui, Palani, Paualu, and Papai (crab).

Group II—Ceiling price 30¢ per selling unit— Selling unit—5 ounces

Ahi, Aholehole, Aku, Akule, A'u, Awa, Aweoweo, Catfish, Hee, Hupipi, Iheihe, Kawakawa, Kawelea, Kawilo, Kupoupou, Laenihi, Mahimahi, Maiko, Mamamu, Manini, Nenue, Nohu, Ono, Oopu, Opelu, Panuhunuhu, Pauu, Uhu, and Salt Salmon (Red).

Group III—Ceiling price 30¢ per selling unit— Selling unit—4 ounces

Amaama, Awaawa, Kahala, Kaku, Kalikali, Kumu, Moana, Moi, Oio, Omilu, Opakapaka, Uukanipo, Uku, Ulaula, Ulua, Uouoa, Ulu, and Weke.

Group IV—Ceiling price 15¢ per selling unit— Selling unit—8 ounces

All prepared fish not listed in Groups I, II, and III.

LIMU

Group V—Ceiling price 25¢ per selling unit— Selling unit—4 ounces

Eleele, Huluhuluwaena, Lipeapea, Lipoa, Maneoneo, Wawaeiole, Kohu, and Mixed Limu.

Group VI—Ceiling Price 15¢ per selling unit—Selling unit—4 ounces

All Limu not listed in Group V.

	Selling unit	Celling price per selling unit
Group VII: Palu (fish entrails) Fish heads. Haukeuke (pounded) Ina (pounded) Wana (shelled) Hawae (shelled) Opihi (shelled) Group VIII: Ake (chopped liver & Kukui Nuts). Pipikaula (Dried raw beef) Laulau 1 Ilimano (Kukui nut balls) Haupia (white coconut pudding). Kulolo (brown coconut pudding). Hawaian Salt (red)	6 ounces 8 ounces 6 ounces 6 ounces 5 ounces 5 ounces 5 ounces 12	.35

¹ Each laulau must contain not less than 8 ounces of pork and 4 ounces of fish (raw weight). The pork shall not be more than ¼ fat.

[F. R. Doc. 45-13631; Filed, July 25, 1945; 11:44 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [RMPR 373,1 Amdt. 10]

CONSTRUCTION SERVICES AND BUILDING
MATERIALS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 69 of Revised Maximum Price Regulation 373 is amended in the following respects:

- 1. Paragraph (a) (1) (iii) is amended to read as follows:
- (iii) Maximum prices for construction services and sales of installed building materials performed under each of these main categories are established under separate appendices at the end of this section. This is done either by fixing dollars-and-cents prices for a particular service or sale of installed building materials, or by providing a formula by which an individual contractor or subcontractor may calculate his maximum price for the particular type of work he is doing. In addition to the prices above provided for, any seller of any service or installed building material covered by this section may charge the customer the actual cost of any permit in connection with the job required by municipal or territorial authority. The nature of the contracting work constituting a particular category is defined in paragraph (c).
- 2. Paragraph (e) (8) is hereby revoked.
- 3. Paragraph (f) (1) (i) is amended to read as follows:
- (i) Repair work on hourly rates. Sellers who perform repair work on an hourly basis must keep, in addition to the information listed in (1) above, a time slip for each repair job or service call performed. Such slip shall be signed by the employer or the employee doing the work and the purchaser or his agent, representative or tenant having the work done and shall show the date of performance, the name and address of the seller and the purchaser, the grade of labor and the number of each grade used on the job, the price charged per hour, and whether charged as overtime or straight time, plus the travel time beyond the five mile limit. This time slip (signed) must be on file in the seller's place of business as a matter of record within ten days from the completion of the job.
- 4. A new paragraph (g) is added, as follows:
- (g) Charges for overtime. On all services, subject to this section, which are computed on an hourly basis or cost plus basis where overtime has actually been paid, (except the services provided for in Appendix B on new work and those services, in all Appendices, where dollars-and-cents prices are established for spe-

cific jobs), such overtime, computed in conformity with applicable General Orders and Resolutions of and the basic wage rates established by the Territorial War Labor Board for Hawaii, may be included by the contractor in the charge for services, provided that such overtime may be charged for only if agreed to in writing by the customer in advance, except that no such written agreement by the customer is necessary in the case of services of plumbers and electricians for emergency repair work.

(1) Where overtime is computed on an hourly basis and charged the customer as provided above, the maximum permitted charge may be such overtime multiplied by 1.50; where the rate is on a cost plus basis, the maximum charge shall be the same applicable markup as

allowed on straight time.

5. A new paragraph (h) is added as follows:

- (h) Charges for travel. Notwithstanding other provisions of this section, or of any appendix thereto, on any service subject to this section, excepting painting, where performed at a distance greater than five miles from the seller's place of business, actual travel time may be charged for on the basis of the hourly labor charge for repair work the contractor is permitted to charge the customer. When no hourly labor rate is provided, then the travel time shall be charged for on the basis of pay roll cost plus 50%. Should the aggregate of such travel time exceed 1/a of one 8-hour work day on any one job the excess may not be charged for except upon the approval of the Office of Price Administration.
- 6. Appendix A, paragraph (b) (1), is amended by deleting the last word thereof, "and", and by adding a subdivision (i) to read as follows:
- (i) A rental charge for electrical hand tools such as electric saws, drills and the like, where such jobs are computed on an hourly basis may be included on repair jobs at tates not to exceed the maximum prices established under Maximum Price Regulation 134. Such charges shall be clearly itemized on the Repair Job Time Slip.
- 7. Appendix B, paragraph 2, is amended by adding a subparagraph (d) as follows:
- (d) A rental charge for electrical hand tools such as electric saws, drills and the like, where such jobs are computed on an hourly basis, may be included on repair jobs at rates not to exceed the maximum prices established under Maximum Price Regulation 134. Such charges shall be clearly itemized on the Repair Job Time Slip.
- Appendix E is amended in the following respects:
- a. By adding to paragraph 2 (Extra Charges), a subparagraph (f) as follows:
- (f) For new electrical work of a nature not specifically covered by paragraphs

¹⁰ F.R. 6646, 7407, 7794, 7789, 8920, 8969, 8371.

 ${f 1}$ and ${f 2}$ of this appendix the maximum

price shall be:

The cost of materials furnished, but not exceeding the maximum prices for such as established sales to contractors by section 61 of Revised Maximum Price Regulation 373 or Maximum Price Regulation 136 or any other applicable regulations, plus actual site labor costs at rates not exceeding those permitted for the electrical trades by existing War Labor Board rulings for this Territory, multiplied by 1.50; plus travel time as herein provided.

b. By deleting from the first line of paragraph 4, the words "remodeling and alterations" so that said first line shall read: "4. For repairs involving electrical work:"

9. The following note is inserted after paragraph (h):

Note: The reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective as of July 1, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13632; Filed, July 25, 1945; 11:44 a. m.]

PART 1499—COMMODITIES AND SERVICES [RMPR 165, Supp. Service Reg. 57]

MEAT GRADING SERVICES BY COMMERCIAL FREEZER OR LOCKER PLANTS

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 57 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Supplementary Service Regulation No. 57 is hereby issued.

§ 1499.698 Meat grading services by commercial freezer or locker plants—
(a) Maximum prices. The maximum prices established by Revised Maximum Price Regulation No. 165 for beef, veal, lamb, or mutton grading services supplied by an operator of a commercial freezer or locker plant for a farm slaughterer in accordance with the Office of Economic Stabilization Regulation No. 1, as amended, are hereby modified and henceforth shall be as follows: \$0.125 per hundred pounds weight of meat computed to the next highest 5 cents.

Example: A farm slaughterer requests a frozen food locker plant to grade a 150 pound cut of meat. The computation would be 1½ times \$0.125 or \$0.1875. The maximum price computed to the next highest 5 cents would be \$0.20 for the grading services.

(b) Less than maximum prices. Lower prices than those established by this regulation may be charged.

(c) Applicability of Revised Maximum Price Regulation 165. Except as provided to the contrary, all the other pro-

visions of Revised Maximum Price Regulation 165 shall apply to the meat grading services by operators of commercial freezer or locker plants subject to this regulation.

(d) Geographical applicability. This regulation applies to meat grading services supplied in the 48 States of the United States and to the District of Columbia.

This Supplementary Service Regulation shall become effective July 30, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13649; Filed, July 25, 1945; 11:41 a.m.]

PART 1499—COMMODITIES AND SERVICES [Rev. SR 14, Amdt. 9]

WIRE NAILS AND STAPLES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 5.4 of Article V of Revised Supplementary Regulation No. 14 is amended to read as follows:

Sec. 5.4. Modification of maximum prices for certain sales of wire nails and wire staples other than galvanized in 100 and 50 pound net kegs or other containers—(a) Applicability. The provisions of this section shall be applicable only to sales of wire nails and wire staples other than galvanized in keg lots when sold:

(1) By a retailer or through a retail outlet to a consumer in quantities of 2500 pounds or less.

(2) By any reseller to a farmer in quantities of 2500 pounds or less.

(3) By any reseller to contractors, commercial, industrial, and institutional users (except retailers), or the Federal Government or any state government or any political subdivisions thereof, in quantities of 1500 polunds or less.

The weights specified above shall be determined by combining all items of bright and galvanized wire nails, brads, wire tacks or staples ordered by any person in one day.

(b) Maximum prices. The maximum prices for sales of wire nails or wire staples other than galvanized in 100 pound and 50 pound net kegs or other containers shall be:

(1) When purchased by the seller for delivery from jobbers' stocks, the seller's delivered cost (not to exceed the applicable maximum price) excluding his cost of cartage from his local freight terminal to his place of business plus the amount designated below:

On sales in 100 pound net kegs or other containers. \$0.75 per 100 lbs. On sales in 50 pound net

kegs or other containers_ \$0.40 per 50 lbs.

(2) When purchased by the seller for direct shipment from a manufacturer, the mill car load price to dealers (not to exceed the applicable maximum price) excluding the cost of cartage from his

local freight terminal to his place of business or warehouse plus the amount designated below:

On sales in 100 pound net kegs or other containers. \$1.10 per 100 lbs. On sales in 50 pound net kegs or other containers. \$0.55 per 50 lbs.

(c) Delivery charges. Any maximum price determined under the provisions of this section shall include delivery to the seller's purchaser, if such purchaser is located within a "free delivery" zone as recognized by the seller during March 1942. Charges for deliveries outside such "free delivery" zones may be added but shall not exceed the common carrier rate.

(d) Definitions. For the purpose of this section "Retailer" means a person who sells primarily to purchasers for use and not for resale.

"Retail outlet" means an outlet operated primarily for the purpose of making retail sales and includes, but is not limited to, retail hardware stores and retail lumber yards.

"Mill car load price to dealer" means the producer's price to dealers for carload quantities at the governing basing point, as established by RPS No. 6, plus freight computed at the carload freight rate from such basing point to the seller's local freight terminal.

This amendment shall become effective July 30, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13626; Filed, July 25, 1045; 11:42 a.m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 119]

FRESH FRUITS AND VEGETABLES FOR TABLE USE; SALES EXCEPT AT RETAIL

Note: A correction to the statement of considerations involved in the issuance of Amendment 119 to Maximum Price Regulation 426 has been filed with the Division of the Federal Register as Federal Register Document 45-8462 (NP), on July 25, 1945, at 11:42 a.m.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket No. 3666]

PARTS 71-85—EXPLOSIVES AND OTHER DANGEROUS ARTICLES 1

SHIPPING CONTAINER SPECIFICATIONS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 21st day of July, A. D. 1945.

It appearing, that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat.

Part 3 in this order appears in CFR as Part 72.

1445), and Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles;

- It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and they are hereby, amended as follows:

Appendix to Part 3—Shipping Container Specifications (CFR 72)

Superseding and amending specification 3A, head paragraph 22 and subparagraphs (1) order March 29, 1944, (2) order June 29, 1945, Note, order Dec. 12, 1942, (3) order Aug. 16, 1940, Note, order July 14, 1942, (4) and (5) order April 13, 1943, and (add) (6) order Aug. 16, 1940, to read as follows:

22. Additional type. Cylinders made of steel commercially known as 4130X, NE-8630, 9115, 9125, 9115X, 9125X or intermediate manganese, with yield point over 70 percent of tensile strength are also authorized under the following restrictions:

(1) Chemical analysis of steels authorized:

	4130X	NE-8630	9115
Carbon Manganese Phosphorus Sulphur Silicon Chromium Molybdenum Zirconium Nickel	Percent 0. 25/0. 35 .40/0. 60 .04 .05 .20/0. 35 .80/1. 10 .15/0. 25	Percent 0.28/0.33 .70/0.09 .04 .20/0.35 .40/0.69 .15/0.25	Percent 0. 10/0. 20 .50/0. 75 .04 .04 .50/0. 90 .50/0. 65
	9125	9115X	9125X
Carbon Manganese. Phosphorus Sulphur Silicon Chromium Molybdenum Zirconium Nickel	Percent 0.20;0.30 .50/.75 .04 .04 .60/.90 .50/.65	Percent 0.10,0.20 .50/.75 .04 .04 .60/.95 .10/.20 .05/.15	Percent 0. 20/0. 30 -50/75 -04 -04 -09/90 -50/65 -10/20 -05/15

Intermediate manganese (percent)

Carbon	0.40 max.
Manganese	1.35/1.65
Phosphorus	0.040 max.
Sulphur	0.050 max.
Silicon	0.10/0.30
Chromium	
Molybdenum	
Zirconium	
Nickel	

Note: Because of the present emergency and until further order of the Commission, a heat of steel made under any of the above specifications, the chemical analysis of which is slightly out of the specified range, is acceptable, if satisfactory in all other respects, under the following conditions:

Carbon, phosphorus, and sulphur shall not be out of the specified range more than 0.02 percent for carbon, 0.005 percent for phosphorus, and 0.005 percent for sulphur, and no alloying element shall be out of the specified range in excess of 10 percent of the mean of the range.

(2) Heat treatment shall consist of quenching in oil at approximately 1550° F. and drawing back at approximately 1250° F. or heat treatment shall consist of normalizing at a temperature not to exceed 1650° F.

Nore. Because of the present emergency and until further order of the Commission, for cylinders used for the transportation of carbon dioxide shipped by or for the United States Government the heat treatment may also consist of quenching in water at approximately 1550° F. and drawing back at approximately 1250° F. The temperature of the quenching water shall be not less than 60° F. Such cylinders must be marked ICC3AWQ... stars to be replaced by the service pressure.

The cylinders must neither to marked ICC3AWQ nor he fully accepted by the inspector until after having passed, without shattering, a test consisting of subjecting one cylinder out of each heat or less in fully charged condition to the impact of a 1.1-inch projectile at velocity of at least 2700 feet per second.

(3) Minimum wall thickness of cylinder shall be such that the wall stress shall not exceed 65,000 pounds square inch when calculated under paragraph 9 of this specification.

Note. Because of the present emergency and until further order of the Commission, the minimum wall thickness of cylinders of 1100 cubic inch water capacity or less for shipment by the United States Government or its Allies shall be such that the wall stress shall not exceed 70,000 pounds per square inch when calculated under paragraph 9 of this specification.

(4) Acceptable results for physical and flattening tests. Elongation at least 20 percent for 2-inch guage length or at least 10 percent in other cases; flattening required, without cracking, to 6 times wall thickness.

(5) Reports of manufacture and tests shall include the following information: Chemical analysis data or chromium, molybdenum and other alloying material present, if any; definite statement as to the heat treatment used.

(6) Cylinders made of intermediate manganese steel (when made under conditions of this paragraph) must be in the quenched and drawn condition and must be submitted to a magnetic test to detect the presence of quenching cracks.

It is further ordered, that this order shall become effective on July 21st, 1945, and shall remain in full force and effect until further order of the Commission;

And it is further ordered, that a copy of this order shall be served upon all parties of record herein; and notice shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register. (Sec. 232-236, 41 Stat. 144-1445, sec. 204, 49 Stat. 546, sec. 4, 52 Stat. 1237, sec. 20, 54 Stat. 922, 56 Stat. 176; 18 U. S. C. 383, 49 U. S. C. 304)

By the Commission, Division 3.

[SEAL] W. P. Bartel, Secretary.

[F. R. Doc. 45–13462; Filed, July 24, 1945; 10:45 a. m.]

Chapter II—Office of Defense Transportation

[Special Direction ODT 7, Rev. 1, as Amended, Revocation]

PART 522—Direction of Traffic Movement; Exceptions, Permits and Special Directions

MOVEMENT OF TRAFFIC IN RAILWAY TANK
CARS

Pursuant to Executive Order 8939, as amended, Special Direction ODT 7, Revised 1, as amended, (8 F.R. 10445, 12671, 16702) is hereby revoked, effective July 27, 1945.

(E.O. 8989, 6 F.R. 6725 and 8 F.R. 14183)
Issued at Washington, D. C., this 25th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-13595; Filed, July 25, 1945; 10:23 a.m.]

[Special Direction ODT 7, Rev. 3, Revocation]

PART 522—Direction of Traffic Move-Ment; Exceptions, Perhits and Special Directions

MOVEMENT OF TRAFFIC IN RAILWAY TANK

Pursuant to Executive Order 8989, as amended, Special Direction ODT 7, Revised 3 (9 F.R. 12292), is hereby revoked, effective August 15, 1945.

(E.O. 8989, 6 F.R. 6725 and 8 F.R. 14183)

Issued at Washington, D. C., this 25th day of July 1945.

J. M. Johnson, Director, Office of Defense Transportation.

[F. R. Doc. 45-13596; Filed, July 25, 1945; 10:23 a. m.]

[Special Direction ODT 7, Rev. 4, Revocation]

PART 522—DIRECTION OF TRAFFIC MOVE-HERT; EXCEPTIONS, PERLITS, AND SPE-CIAL DIRECTIONS

MOVEMENT OF ASPHALT, ASPHALTUM OF TAR
IN RAILWAY TANK CARS

Pursuant to Executive Order 8929, as amended, Special Direction ODT 7, Revised 4 (10 F.R. 3648), is hereby revoked, effective July 27, 1945.

(E.O. 8989, 6 F.R. 6725 and 8 F.R. 14183) Issued at Washington, D. C., this 25th day of July 1945.

> J. M. Johnson, Director, Office of Defense Transportation.

[F. R. Doc. 45-13597; Filed, July 25, 1945; 10:23 a.m.]

[Special Direction ODT 7, Rev. 5]

PART 522-DIRECTION OF TRAFFIC MOVE-MENT; EXCEPTIONS, PERMITS, AND SPE-CIAL DIRECTIONS

MOVEMENT OF TRAFFIC IN RAILWAY TANK CARS

Pursuant to the provisions of §§ 502.102 and 502,103 of General Order ODT 7, Revised, as amended (7 F.R. 10484, 9 F.R. 11713, 14072); It is hereby ordered, That:

§ 522,910 Use of tank cars restricted. Unless authorized by a special permit issued by the Division Director, Tank Car Division, Liquid Transport Department, Office of Defense Transportation, no person shall offer for shipment, and no carrier shall accept for shipment. forward, or transport (a) any loaded tank car of a shell capacity of less than 7,000 gallons containing petroleum or petroleum products to be transported to a destination in the States of Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, and Virginia or the District of Columbia from a point of origin outside of such States or the District of Columbia; or (b) any loaded tank car of a shell capacity of less than 8,200 gallons containing a commodity to be transported to a destination in the States of California, Idaho. Nevada, Oregon, Utah, or Washington from a point of origin outside such States.

§ 522.911 Communications. Communications concerning this Special Direction should be addressed to the Tank Car Division, Liquid Transport Department, Office of Defense Transportation, Washington 25, D. C., and should refer to "Special Direction ODT 7, Revised 5."

This special direction shall become effective August 15, 1945.

Issued at Washington, D. C., this 25th day of July 1945.

> J. M. JOHNSON, Director,

Office of Defense Transportation. [F. R. Doc. 45-13598; Filed, July 25, 1945; 10:23 a. m.]

[Gen. Permit ODT 7, Rev. 1]

TRAFFIC MOVEMENT; EXCEPTIONS, PERMITS, AND SPECIAL DIRECTIONS

MOVEMENT OF TRAFFIC IN RAILWAY TANK CARS

Pursuant to § 502.105 of General Order ODT 7, Revised, as amended (7 F.R. 10484, 9 F.R. 11713, 14072), it is hereby authorized, that:

§ 522.912 Mileage limitation on use of tank cars. Notwithstanding the provisions of § 502.105 of General Order ODT 7, Revised, as amended, during the period July 27, 1945, to December 31, 1945, any person may offer for shipment and any carrier may accept for shipment, forward, and transport loaded tank cars containing a commodity to be transported to any destination in the United States or a foreign country less than 200 miles from the shipping point in the United States: Provided, That such loaded tank

car is not to be transported less than 80 miles, (such distance being measured by the shortest available published rail tariff route, whether billed or transported over such route or otherwise), and does not originate in, is not destined to, or does not move within the States of California, Idaho, Nevada, Oregon, Utah, or Washington.

This General Permit ODT 7, Revised 1, shall become effective July 27, 1945.

(E.O. 8989, 6 F.R.: 6725 and 8 F.R. 14183)

Issued at Washington, D. C., this 25th day of July 1945.

> J. M. JOHNSON, Director.

Office of Defense Transportation. [F. R. Doc. 45-13599; Filed, July 25, 1945; 10:24 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 2054030]

ARIZONA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JULY 16, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315g), the following described lands have been reconveyed to the United

GILA AND SALT RIVER MERIDIAN

T. 22 N., R. 18 W., Sec. 7, lots 1, 2, 3, 4, and E½W½; Sec. 19, lots 1, 2, 3, and 4; Sec. 25, lot 7.

The area described aggregates 526.65 acres.

At 10:00 a.m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their

applications, and all such applications, together with those presented at 10:00 a.m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a.m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultane-

ously filed.

Veterans shall accompany their applications with certifled copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

> FRED W. JOHNSON. Commissioner.

[F. R. Doc. 45-13592; Filed, July 25, 1945; 9:44 a. m.]

[Misc. 2054033]

UTAH

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JULY 16, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315g), the following described lands have been reconveyed to the United States:

SALT LAKE MERIDIAN

T. 12 N., R. 6 E., Sec. 20, SW 1/4 SE 1/4; Sec. 29, SE 1/4 NW 1/4 and NW 1/4 NE 1/4.

The area described aggregates 120 acres.

At 10:00 a. m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petltion, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a.m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultane-

ously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Salt Lake City, Utah, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L.D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

> FRED W. JOHNSON, Commissioner.

[F. R. Doc. 45-13593; Filed, July 25, 1945; 9.44 a. m.]

[Micc. 2054034] WYOLIRIG

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

JULY 16, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S. C. sec. 315g), the following described lands have been reconveyed to the United States:

SIXTH PRINCIPAL MERIDIAN

T. 12 N., R. 114 W., Sec. 3, SE!46E!4 Sec. 10, NEIANWIA and NIANEIA. T. 24 N., R. 115 W., Sec. 1, NW!4SE!4.

The areas described aggregate 200 acres.

At 10:00 a.m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, com-mencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a.m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a.m. on the 91st day after the lands become subject to application, as hereinabove provided. any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultane-

ously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Evanston, Wyoming, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L.D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

> FRED W. JOHNSON, Commissioner.

[F. R. Doc. 45-13534; Filed, July 25, 1945; 9:44 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of Marketing Services.

ORDER ADMINISTRATOR AND ALTERNATE ORDER ADMINISTRATOR

DELEGATION OF AUTHORITY WITH RESPECT TO LIVESTOCK AND MEATS CERTIFICATION

Pursuant to the authority vested in me by War Food Order No. 139 (10 F.R. 8806), and to effectuate the purposes thereof and of Section 3A of the Stabilization Act of 1942, as amended, M. O. Cooper is hereby designated as Order Administrator and A. B. Smeby as Alternate Order Administrator of War Food Order No. 139.

The Order Administrator, or in his absence or inability to act the Alternate Order Administrator, is hereby authorized:

(1) To grant or deny applications for certification under Section 3A of the Stabilization Act of 1942, as amended. and War Food Order No. 139, and to issue evidence of certification to applicants who qualify under the said act and order:

(2) To grant or deny relief from hardship subject to review by the Director or Acting Director of Marketing Services upon the request of the petitioner. In granting or denying such relief, the Order Administrator and Alternate Order Administrator shall take into consideration any facts submitted by the peti-tioner, together with such other facts as may be deemed material.

All authority herein conferred shall be exercised in accordance with the standards contained in War Food Order No. 139, and shall be subject to the supervision of the Chief of the Livestock and Meats Branch, Office of Marketing Services, United States Department of Agriculture, and to such general instructions concerning policy and procedure as may from time to time be issued by the Director or Acting Director of Marketing Services.

Any action taken pursuant to the authority herein delegated shall be evi-

No. 148----4

denced by individual written notice to the person concerned and not by general order.

Nothing herein contained shall be construed as affecting any power or authority vested in the Director or Acting Director of Marketing Services.

Issued this 24th day of July 1945.

[SEAL] C. W. KITCHEN. Director of Marketing Services.

[F. R. Doc. 45-13573; Filed, July 24, 1945; 4:28 p. m.l

Rural Electrification Administration.

[Administrative Order 908]

ALLOCATION OF FUNDS FOR LOANS

JUNE 2, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation: Wisconsin 5064GT6 La Crosse____ \$370, 084 Wisconsin 5-2064GT6 La Crosse __ 129, 916

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 45-13574; Filed, July 24, 1945; 4:28 p. m.]

[Administrative Order 909]

ALLOCATION OF FUNDS FOR LOANS

JUNE 2, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation: Amount
Indiana 5-46026B2 Daviess \$50,000
Iowa 5-46041C3 Hancock 45,000
Iowa 5-46050B4 Lyon 75,000
Iowa 5-46061C3 Cherokee 50,000
Iowa 5-46077B1 Davis 100,000
Kentucky 5-46003C4 Jackson 50,000
Kentucky 5-46023C2 Taylor 50,000
Kentucky 5-46030E3 Shelby 50,000
Kentucky 5-46049B4 Clark 50,000
Kentucky 5-46054C5 Wayne 50,000
Kentucky 5-46055E3 Henderson-
Union 60,000
Minnesota 5-46059D3 Olmsted 154,000
Mississippi 5-46023E5 Copiah 50,000
Missouri 5-46012E1 Pemiscot 140,000
Missouri 5-46046C1 Taney 120,000
Montana 5-46012D2 Missoula 50,000
Oklahoma 5-46016E1 Pontotoc 140,000
Oklahoma 5-46022H1 Cotton 120,000
Oklahoma 5-46024C1 Lincoln 170,000
North Carolina 5-46010C4 Hay-
wood 25,000
Texas 5-46062C1 Bailey 150,000
Texas 5-46099B4 Jones 100,000
Texas 5-46113A2 Dickens 100,000
Texas 5-46119A2 Kimble 100, 000
Wisconsin 5-46048C2 Waupaca 60,000
Wisconsin 5-46055B3 Adams 35,000
[SEAL] WILLIAM J. NEAL.

[F. R. Doc. 45-13575; Filed, July 24, 1945; 4:28 p. m.]

Acting Administrator.

[Administrative Order 910] ALLOCATION OF FUNDS FOR LOANS

JUNE 11, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

roject designation:	Amount
Georgia 5-46088C4 Telfair	\$50,000
Georgia 5-46097B1 Dooly	. 125,000
Indiana 5-46007B4 Whitley	. 50,000
Iowa 5-46080B1 Ringgold	. 120,000
Kansas 5-46031C1 Crawford	. 100,000
Minnesota 5-46055F3 Watonwan	. 86,000
Minnesota 5-46058C2 Kandiyohi	. 35,000
Missouri 5-46032H1 Atchison	. 180,000
Missouri 5-46041B1 Platte	145,000
Montana 5-46021B3 Big Horn	. 93,000
North Carolina 5-46036B5 Ran-	
dolph	
North Carolina 5-46047B1 Wake	_ 186,000
North Carolina 5-46048B1 Meck-	
lenburg	
North Carolina 5-46059C1 Beau-	• '
fort	
Oklahoma 5-46027D1 Bryan	
Texas 5-46077B6 Johnson	
Texas 5-46078C2 Cherokee	
Texas 5-46080C3 Collingsworth	
Virginia 5-46037C1 Nansemond	_ 125,000
	_

WILLIAM J. NEAL, [SEAL] Acting Administrator.

[F. R. Doc. 45-13576; Filed, July 24, 1945; 4:28 p. m.]

[Administrative Order 911]

ALLOCATION OF FUNDS FOR LOANS

JUNE 11, 1945.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Protect designation: South Carolina 5-46014S9 Aiken__ \$6,000 South Carolina 5-46047S1 Bamberg_ 45,000

WILLIAM J. NEAL. [SEAL] Acting Administrator.

[F. R. Doc. 45-13577; Filed, July 24, 1945; 4:28 p. m.]

[Administrative Order 912]

MISCELLANEOUS AMENDMENTS

JUNE 11, 1945.

I hereby amend:

(a) Administrative Order No. 545, dated December 6, 1940, and Administrative Order No. 736, dated January 9, 1943, by changing the project designation appearing therein as "Oregon 1028C1 Oakland" in the amount of \$125,000 to read "Oregon 1028T1 Oakland";

(b) Administrative Order No. 736, dated January 9, 1943, by changing the project designations appearing therein as "Oregon 17 Douglas (Oregon 1028C1 Oakland)" in the amount of \$17,299.16 and "Oregon 1017B1 Douglas" in the amount of \$107,700.84 to read "Oregon 17 Douglas (Oregon 1028T1 Oakland)" in the amount of \$17,299.16 and "Oregon

1017T1 Douglas" in the amount of \$107,-700.84;

(c) Administrative Order No. 736, dated January 9, 1943, by changing the project designation appearing therein as "Oregon 2017C1 Douglas" in the amount of \$210,421.31 to read "Oregon 2017B1 Douglas."

[SEAL]

William J. Neal, Acting Administrator.

[F. R. Doc. 45-13578; Filed, July 24, 1946; 4:28 p. m.]

[Administrative Order 913]

ALLOCATION OF FUNDS FOR LOANS

JUNE 11, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation: Amount
Oregon 5-46017T2 Douglas----- \$63,000

WILLIAM J. NEAL, [SEAL] Acting Administrator,

[F. R. Doc. 45-13579; Filed, July 24, 1945; 4:29 p. m.]

[Administrative Order 914]

ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1945.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Texas 5-46128S3 Emory	- \$8,400
Texas 5-46133S2 Waller	. 18,000
Virginia 5-46047S1 Powhatan	45,000
Virginia 5-46048S1 Lunenburg	. 52,000

William J. Neal, [SEAL] Acting Administrator.

[F. R. Doc. 45-13580; Filed, July 24, 1946; 4:29 p. m.]

[Administrative Order 915]

Allocation of Funds for Loans

JUNE 14, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Iowa 5-46002C1 Sioux	\$100,000
Iowa 5-46032F1 Butler	75,000
Iowa 5-46036D2 Wright	50,000
Kentucky 5-46057B2 Bell	50,000
Missouri 5-46048D1 Newton	
Montana 5-46013D1 Flathead	160,000
Texas 5-46049B5 Denton	50,000
Texas 5-46065C4 Rusk	60,000
Wyoming 5-46023A2 Shoshone	50,000

WILLIAM J. NEAL, . [SEAL] Acting Administrator.

[F. R. Doc. 45-13581; Filed, July 24, 1946; 4:29 p. m.]

[Administrative Order 916]

ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Florida 5-46015A5 Lafayette	_ \$50,000
Indiana 5-46047C1 Orange	_ 150,000
Iowa 5-46070B3 Osceola	_ 25,000
Kentucky 5-46052F2 Fleming	_ 50,000
Louisiana 5-46010F1 Washington.	
Maryland 5-46007F1 Caroline	289,000
Missouri 5-46028E1 Barton	_ 120,000
Oregon 5-46027A1 Harney	
South Carolina 5-46014E2 Aiken	_ 50,000
South Carolina 5-46036B1 Barn	ı –
well	
South Dakota 5-46012D1 Minne	; -
haha	
Texas 5-46041F2 Panola	50,000
Texas 5-46058C2 Fayette	50,000
[seal] William J. I	VEAL,

[F. R. Doc. 45-13582; Filed, July 24, 1945; 4:29 p. m.]

Acting Administrator.

[Administrative Order 917] ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation: Amount
Michigan 5-46037G2 Huron \$120,000

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 45–13583; Filed, July 24, 1945; 4:29 p. m.]

[Administrative Order 918]

ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1945

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation: Amount
Michigan 5-46033D2 Charlevoix_\$40, 277. 18
Michigan 5-46033G2 Charlevoix_ 9, 722. 82

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 45-13584; Filed, July 24, 1945; 4:29 p. m.]

[Administrative Order 919]

ALLOCATIONS OF FUNDS FOR LOANS

JUNE 18, 1945.

Inasmuch as (1) Alabama Electric Cooperative, Inc. has assigned to Covington

Electric Cooperative, Inc. its rights and interests under its loan contract with the United States of America to borrow \$639,000 of the loan provided for therein to finance the construction of approximately 619 miles of distribution and service lines in the Counties of Barbour, Coffee, Conecuh, Covington, Crenshaw, Dale, Escambia, Geneva, Monroe and Pike in the State of Alabama, to serve approximately 1,614 members, and (2) Alabama Electric Cooperative, Inc. has transferred to Covington Electric Cooperative, Inc., approximately 133 miles of distribution and service line in the Counties of Barbour, Coffee, Conecub, Covington, Crenshaw, Dale, Monroe and Pike in the State of Alabama, serving approximately 2,177 members, and Covington Electric Cooperatives, Inc. in consideration therefor has assumed in part the indebtedness of Alabama Electric Co-operative, Inc. to United States of America arising out of the loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend Administrative Order No. 836, dated June 6, 1944, by changing the project designation appearing therein as "Alabama 4042A1 Montgomery" in the amount of \$1,015,000 to read as follows:

Project Designation: Amount Alabama 4044A1 Covington...... C639, 609 Alabama 44 Covington (Alabama 4042A1 Montgomery)....... 376, 609

[SEAL]

William J. Neal, Acting Administrator.

[F. R. Doc. 45-13585; Filed, July 24, 1945; 4:29 p. m.]

[Administrative Order 920]

ALLOCATION OF FUNDS FOR LOANS

June 18, 1945.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation: Amount

William J. Neal, Acting Administrator.

[F. R. Doc. 45-13586; Filed, July 24, 1945; 4:30 p. m.]

[Administrative Order 921]

ALLOCATION OF FUNDS FOR LOAKS

JUNE 18, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 5-46044A2 Covington	
Arkaneas 5-46015C3 Woodruff	
Florida 5-46014E2 Clay	E0, 000
Georgia 5-46092B1 Brantley	
Indiana 5-46029D3 Fulton	600,000

Indiana 5-46933B1 Dubois	450,000
Io:7a 5-46939C3 Franklin	49,000
Iowa 5-40051D1 Winnebago	100,000
Iowa 5-40052D1 Howard	75,000
Kancas 5-46938A1 Chautaugua	200,000
Louisiana 5-46918C1 Beauregard.	150,000
Minnecota 5-46008D3 Nobles	117,000
Miccourl 5-46045C1 Ocage	169,000
Nebracka 5-46054D1 Cuming Dis-	
trict Public	250,000
trict Public	
trict Public	430,030
North Carolina 5-46016E1 Edge-	
combe	176,000
North Carolina 5-46931C1 Hall-	
fax	235,000
North Carolina 5-46034C1 Anson.	132,000
North Carolina 5-46935D1 David-	
con	211,000
North Carolina 5-46051B1 Holie	154,090
Oklahoma 5-46002F1 Kay	120,000
South Carolina 5-46931A4 Horry_	50,600
South Carolina 5-46932B1 Cal-	
houn	165, 990
Texas 5-40011E1 Kaufman	109,003
Texas 5-46061E2 Coleman	75,000
Texas 5-40638C1 Young	100,000
Temas 5-46102C1 Swicher	100,000
Texas 5-46125D1 Jasper	250,000

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Dos. 45-13587; Filed, July 24, 1945; 4:30 p. m.]

[Administrative Order 922]

ALLOCATION OF FUNDS FOR LOANS

June 21, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Indiana 5-46072C1 Clark	\$215,000
Iowa 5-46009L1 Scott	150,000
Iowa 5-46923D1 Crawford	100,000
Iowa 5-40027E1 Buena Vista	100.000
Nebraska 5-46051E3 Burt District	•
Public	125,000
New Mexico 5-46003B3 Rossevelt.	50,000
North Carolina 5-46025H1 Ruth-	-
erford	118,000
Ohio 5-46075D1 Williams	60,000
Ohio 5-46034D1 Carroll	150,000
Tenneccee 5-46951C1 Johnson	300,600
Texas 5-46045C1 Limestone	110.000
Texas 5-46983E1 Navarro	125,000

[SEAL]

WILLIAM J. NEAL, Acting Administrator.

[F. R. Doc. 45-13583; Filed, July 24, 1945; 4:30 p. m.]

DEPARTMENT OF LABOR.

Office of the Secretary.
[WLD 95]

THOMAS HUGHES

FINDING AS TO CONTRACTS IN PROSECUTION OF THE WAR

In the matter of Thomas Hughes, Rochester, New York, Case No. S-2393.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the Federal Register August 14, 1943, and

Having been advised of the existence of a labor dispute involving Thomas Hughes, Rochester, New York,

I find that the motor vehicle transportation of coal by Thomas Hughes, Rochester, New York, pursuant to contract with Rochester Gas and Electric Corporation, Rochester, New York, American Laundry Machinery Company, Rochester, New York, and Bethlehem Steel Corporation, Buffalo, New York, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 24th day of July 1945.

> L. B. SCHWELLENBACH, Secretary of Labor.

[F. R. Doc. 45-13651; Filed, July 25, 1945; 11:47 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5958]

MONTANA-DAKOTA UTILITIES Co. NOTICE OF APPLICATION

JULY 23, 1945.

Notice is hereby given that on July 23. 1945, an application was filed with the Federal Power Commission, pursuant to sections 203 and 204 of the Federal Power Act, by Montana-Dakota Utilities Co. ("Applicant"), a corporation organized under the laws of the State of Delaware and carrying on electric and gas utilities business in the States of Montana, North Dakota and South Dakota and a gas utility business in the State of Wyoming. with its principal business office at Minneapolis, Minnesota, seeking an order authorizing (1) the purchase by applicant of all of the outstanding securities of Dakota Public Service Company, a Delaware corporation, from United Public Utility Corporation, the securities to be purchased consisting of 8.370 shares of common stock without par value, \$1,000,-000 of First and Refunding Mortgage Bonds due October 1, 1946, \$2,500,000 of Notes Payable due July 1, 1949, and a \$1,335,794 Income Note Payable due July 1, 1949; (2) the acquisition by applicant of all of the electric utility properties of Dakota Public Service Company, hereinafter more particularly described, subject to its liabilities, by the liquidation of the latter company immediately after the purchase of its outstanding securities by applicant, all of the securites so to be purchased to be surrendered for cancellation in the liquidation of Dakota Public Service Company; and (3) the issuance by applicant of securities as follows:

(a) \$6,500,000 of Notes Payable to commercial banks, which notes will be issued to represent bank indebtedness temporarily incurred to finance the purchase of the outstanding securities of Dakota Public Service Company and which will be paid upon the liquidation of that company and the issuance of the \$4,000,000 of Bonds and 223,351-4/6 shares of common stock to be issued;

(b) \$4,000,000 of First Mortgage Bonds, 3% Series Due September 1, 1970, to be dated as of September 1, 1945, and issued as an additional series of bonds under applicant's existing Indenture of Mortgage dated as of May 1, 1939, and Indentures Supplemental thereto;

(c) 223,351-4/6 shares of common stock of the par value of \$5.00 each;

all as more fully appears in the application on file with the Commission.

The electric utility properties of Dakota Public Service Company, as reported to the Commission by Dakota Public Service Company in its Annual Report (F. P. C. Form No. 1) for 1944, comprise an electric utility system in north central South Dakota and adjacent territory in southern North Dakota, and include the following facilities: 10 generating stations, approximately 750 miles of high voltage transmission lines. and approximately 900 miles of distribution lines.

Any person desiring to be heard, or to make any protest with reference to said application should, on or before the 10th day of August, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accord-. ance with the Commission's rules of practice and regulations.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 45-13608; Filed, July 25, 1945; 11:17 a. m.]

INTERSTATE COMMERCE COMMIS-SION.

[S. O. 70-A, Special Permit 1022]

RECONSIGNMENT OF ORANGES AT LOUISVILLE, KY.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Louisville, Kentucky, July 23, 1945, by Associated Fruit Distributors of California, of car MDT 14681, oranges, now on the Louisville and Nashville Railroad, to Cincinnati, Ohio.

The waybill shall show reference to this

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Reg-

Issued at Washington, D. C., this 23d day of July 1945.

> V. C. CLINGER. Director Bureau of Service.

[F. R. Doc. 45-13600; Filed, July 25, 1945; 10:31 a. m.]

[S. O. 70-A, Special Permit 1023]

RECONSIGNMENT OF CABBAGE AT DALLAS, TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Dallas, Texas, July 13, 1945, of car SFRD 33153, cabbage, on the Texas & Pacific Railroad, to Independent Produce Company, Fort Worth, Texas, ac-count failure of railroads to transmit reconsigning instructions.

The waybill shall show reference to this

special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal

Issued at Washington, D. C., this 13th day of July 1945.

> V. C. CLINGER, Director Bureau of Service.

[F. R. Doc. 45-13601; Filed, July 25, 1945; 10:31 a. m.]

[2d Rev. S. O. 300, Amended Special Permit 13]

-Icing of Potatoes from Long Island, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Order No. 300 (10 F.R. 4539), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of initial loing on not to exceed fifty one (51) refrigerator cars, loaded with potatoes, to be shipped July 16, 17, 18 and 19, 1945, from points on the Long Island Railroad, at a rate not to exceed 15 cars on any one day, consigned to Quarter Master Market Center, New Orleans, Louisiana, for export, and to accord one releing in transit only at Columbus, Ohio, (by P. R. R.) on the said fifty one (51) cars.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of July, 1945.

V. C. CLINGER, Director, Eureau of Service.

[F. R. Doc. 45-13602; Filed, July 25, 1945; 10.31 a. m.]

[2d Rev. S. O. 300, Special Permit 15]

REFRIGERATION OF POTATES FROM GREEN-PORT, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Order No. 300 (10 F.R. 6802), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of standard refrigeration on cars PFE 74482 and FGE 11012, potatoes, shipped by F. H. Vahlsing, Inc., July 24 or 25, 1945, from Greenport, Long Island, New York, to N. Geracl & Company, Inc., Tampa, Florida. (L. I. RR-P. R. R.-R. F. & P.-A. C. L.).

The waybills shall show preference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 23d day of July, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-13603; Filed, July 25, 1945; 10:31 a. m.]

[S. O. 332, Special Permit 4] .º

Loading and Billing of Garbage from Los Angeles, Calif.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 332 (10 F.R. 8603), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 332 insofar as it applies to the loading and billing of not to exceed eleven (11) cars of garbage by or for the city of Los Angeles, California, and the movement of such cars when so loaded to Fontana Farms Company, Fontana, California.

The waybill shall show reference to this special permite

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the

office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 21st day of July, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-13501; Filed, July 25, 1945; 10:31 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5103]

ALEXANDER PRISTER

In re: Estate of Alexander Pfister, deceased; File D-66-836; E. T. sec. 5153.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: The sum of \$13,320.44 in the possession and custody of the Treasurer of Cook County, Illinois, Depositary, which amount was deposited, pursuant to orders of the Probate Court of Cook County, Illinois, entered March 5, 1942 and October 14, 1943, in the matter of the estate of Alexander Pfleter, deceased:

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Addresses

Hilda Pfisterer, Germany. Ella Pfisterer, Germany. Albert Pfisterer, Germany. Hans Pfisterer, Germany. Gerd Pfisterer, Germany.

That such property is in the process of administration by the Treasurer of Cook County, Illinois, as Depositary, acting under the judicial supervision of the Probate Court of Cook County, Chicago, Illinois;
And determining that to the extent that

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Allen Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] Francis J. McNamara, Deputy Alien Property Custodian.

[F. R. Dec. 45-13603; Filed, July 25, 1945; 11:18 a. m.]

[Vesting Order 5169]

GERD AND ROSE MARIA SASSEN

In re: Guardianship estate of Gard Sassen and Rose Maria Sassen, minors; File D-28-8987; E. T. sec. 11379.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All the property and estate of Gerd Sassen and Rose Maria Sassen of any nature whatsoever in the procession of H. W. McLeod as Guardian of the Estate of Gerd Sassen and Rose Maria Sassen, minors,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Gerd Saccen, Germany. Roce Maria Saccen, Germany.

That such property is in the process of administration by H. W. McLeod, 830 Williamson Building, Cleveland, Ohio, as Guardian of the Estate of Gerd Sassen and Rose Maria Sassen, minors, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio;

County, Ohio;
And determining that to the extent that such nationals are persons not vithin a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country. (Germany):

nated enemy country, (Germany);
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be

determined to take any one or all of

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as

Executed at Washington, D. C., on July 16, 1945.

[SEAL] FRANCIS J. McNamara, Deputy Alien Property Custodian.

[F. R. Doc. 45-13610; Filed, July 25, 1945; 11:18 a. m.]

[Vesting Order 5110] IDA SCHWAAN ET AL.

In re: Ida Schwaan vs. Eugene F. Schwaan, Jr. et al.; File No. F-28-15169; E. T. sec. 6787.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mildred Schwaan in and to the proceeds of the real property sold pursuant to order of court in a partition suit entitled, "Ida Schwaan vs. Eugene F. Schwaan, Jr. et al," in the Superior Court of Cook County, Illinois, File 41–S–16611, and in and to the rents produced by said real property,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address
Mildred Schwaan, Germany.

That such property is in the process of administration by Henry L. Burman, 11 South La Salle Street, Chicago, Illinois, as Master in Chancery and Eugene F. Schwaan, Jr., 3327 Armitage Avenue, Chicago, Illinois, as Agent, acting under the judicial supervision of the Superior Court of Cook County, Chicago, Illinois;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, mor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] FRANCIS J. McNamara, Deputy Alien Property Custodian.

[F. R. Doc. 45-13611; Filed, July 25, 1945; 11:18 a. m.]

- [Vesting Order 5111] ANTONIA TESAR

In re: Trust under the will and codicil of Antonia Tesar, also known as Antonie Tesar, also known as Tony Tesar, also known as Tonie Tesar, deceased; file F-17-1666; E. T. sec. 4361.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Paul Lacher, Mrs. Sophie Rirsch, Matous Macek, Jr., Tobias (Tobis) Macek, Josef (Joseph) Macek, Mrs. Wetty Vzzag (Ursag), Mrs. Anna Gruber, Mrs. Mizzi Hermann, Frank Schleifer and Mrs. Antonia Svartz, and each of them, in and to the trust under the Will and Codicil of Antonia Tesar, also known as Antonie Tesar, also known as Tony Tesar, also known as Tonie Tesar, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mrs. Paul Lacher, Germany (Austria).
Mrs. Sophite Rirsch, Germany (Austria).
Matous Macek, Jr., Germany (Austria).
Tobias (Tobis) Macek, Germany (Austria).
Josef (Joseph) Macek, Germany (Austria).
Mrs. Wetty Vrzag (Ursag), Germany, (Austria).

Mrs. Anna Gruber, Germany (Austria). Mrs. Mizzi Hermann, Germany (Austria). Frank Schleifer, Germany (Austria). Mrs. Antonia Svartz, Germany (Austria).

That such property is in the process of administration by the Bank of Sheboygan, 622 North Eighth Street, Sheboygan, Wisconsin, as Trustee under the Will and Codicil of Antonia Tesar, also known as Antonie Tesar, also known as Tony Tesar, also known as

Tonie Tesar, deceased, acting under the judicial supervision of the County Court of Sheboygan County, in Probate, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further-time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] FRANCIS J. MCNAMARA,

Deputy Alien Property Custodian.

[F. R. Doc. 45-13612; Filed, July 25, 1945;
11:19 a. m.]

[Vesting Order 5112] BERTIE WAGNER

In re: Estate of Bertie Wagner, deceased; File D-28-8596; E. T. sec. 10215.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: The sum of \$300.00 retained by Clark A. Wallace, as Executor of the Estato of Bortic Wagner, deceased, for Walter Wagner pursuant to an order of final settlement of the Probate Court of Kingman County, Kansas, dated July 29, 1944, and entered in the matter of the Estate of Bertle Wagner, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address Walter Wagner, Germany.

That such property is in the process of administration by Clark A. Wallace, 715 North

Main Street, Kingman, Kansas, as Executor of the estate of Bertle Wagner, deceased, acting under the judicial supervision of the Probate Court of Kingman County, Kansas;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim. The terms "national" and "designated

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] Francis J. McNamara, Deputy Alien Property Custodian.

[F. R. Doc. 45-13613; Filed, July 25, 1945; 11:19 a. m.]

[Vesting Order 5113] META WIPPESAHL

In re: Estate of Meta Wippesahl, deceased; File No. D-28-8804; E. T. sec. 12096.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Henrich Wippesahl, Bertha Buntemeyer, also known as Bertha Buntemeyr, and Anna Frese, and each of them, in and to the estate of Meta Wippesahl, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Henrich Wippecahl, Germany. Bertha Buntemeyer, also known as Bertha Buntemeyr, Germany.

Anna Frese, Germany.

That such property is in the process of administration by Irving Fitch, Surrogate of Cape May County, and Clerk of the Cape May County Orphans' Court, acting under the judicial supervision of the Orhans' Court of Cape May County, New Jercey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] FRANCIS J. MCNAMARA,

Deputy Alien Property Custodian.

[F. R. Doc. 45-13614; Filed, July 25, 1945; 11:19 a. m.]

[Vesting Order 5117]

CAROLINE BECHTOLD

In re: Estate of Caroline Bechtold, deceased; File D-28-9044; E. T. cec. 11534. Under the authority of the Trading

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinrich Bechtold, Katle Bechtold, and Heinrich Bechtold, Jr., and each of them, in and to the estate of Caroline Bechtold, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heinrich Bechtold, Germany. Katio Bechtold, Gormany. Heinrich Bechtold, Jr., Germany.

That such property is in the process of administration by Walter A. Bechtold, 1323 North 63rd Court, Milwaukee, Wisconsin, as Administrator de bonis non cum testamento annexo of the estate of Caroline Bechtold, deceaced, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin;

And determining that to the extent that

And determining that to the extent that such nationals are persons not vitain a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Garment).

cons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form AFC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] JAMES E. MARKHAII,
Alien Property Custodian.

[F. R. Doc. 45-13615; Filed, July 25, 1945; 11:19 a. m.]

[Vesting Order 5118]

ADA URSULA BRALIEEER

In re: Guardianship of Ada Ursula Brambeer, a minor; File F-23-7364; E. T. sec. 1351. Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All the property and estate of Ada Ursula Brambeer of any nature whatsoever in the possession of Bank of New York as Guardian of the Estate of Ada Ursula Brambeer, an Infant,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address .

Ada Ursula Brambeer, Germany.

That such property is in the process of administration by the Bank of New York, as Guardian, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

[F. R. Doc. 45-13616; Filed, July 25, 1945; 11:19 a. m.]

[Vesting Order 5119] ANTONIE CURTZE

In re: Estate of Antonie Curtze, deceased; File D-28-9744; E.T. sec. 13654. Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Enderle in and to the Estate of Antonie Curtze, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Marie Enderle, Germany.

That such property is in the process of administration by Edwin H. Curtze and Julia Curtze Kern, as Executors, acting under the judicial supervision of the Orphans' Court of Eric County, Pennsylvania;

And determining that to the extent that

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United' States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] JAMES E. MARKHAM, Alien.Property Custodian.

[F. R. Doc. 45-13617; Filed, July 25, 1945; 11:19 a. m.]

[Vesting Order 5120]

NATHANIEL JULIUS REICH

In re: Estate of Nathaniel Julius Reich, deceased; File D-34-838; E. T. *sec. 13626.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emma Rosenzweig in and to the Estate of Nathaniel Julius Reich, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Emma Rosenzweig, Hungary.

That such property is in the process of administration by Louis J. Goffman, as Administrator, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 16, 1945.

[SEAL] JAMES E., MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-13618; Filed, July 25, 1945; 11:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 68 Under 3 (e)]

TREEMS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered:

(a) Maximum prices for sales of "Nu-Coat" a leather refinisher, manufactured by Treems, Inc., Chicago, Illinois are established as follows:

Maximum price per

dozen 4-oz, bottles For sales to-

Distributor.. \$3.38.

Jobber____ 3.96.

Retailer____ \$4.97 less 1% 10 days. Consumer___ \$8.28, or \$0.69 per 4-oz. bottle.

Manufacturer's sales subject to a freight allowance of 75 cents per case of 36 4-oz. bottles.

- (b) No extra charge may be made for containers.
- (c) With or prior to the first delivery of the aforesaid commodity to a jobber or distributor, the manufacturer shall furnish such jobber or distibutor with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.
- (d) With or prior to the first delivery of the aforesaid commodity by a distributor to a jobber, the manufacturer shall furnish such jobber with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been estbalished by the Office of Price Administration.
- (e) Prior to making any delivery of Nu-Coat, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price-69 cents

· This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13426; Filed, July 23, 1945; 4:25 p. m.]

[Max. Import Price Reg., Order 99]

SNAKE KING

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is or-

(a) What this order does. This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell, certain windproof type sterling silver cigarette lighters marked "Wask-Sterling-Mexico" imported from Mexico by W. A. King, doing business as Snake King, Brownsville, Texas, hereinafter called the "importer".

(b) Maximum prices on sales by the importer. The importer may not sell these cigarette lighters and no person may buy them from him at prices exceeding the following:

Class of purchaser:

Maximum prices Wholesalers_____ &5 cach, delivered. Retailers_____ 86 each, delivered. Consumers____ _ 810 each.

(c) Maximum wholesale and retail prices. No wholesaler or retailer may sell such eiggrette lighters, and no person may buy them from such sellers, at prices higher than the following:

Class of seller:

Haximum prices Wholesalers 66 cach, delivered. Retailers_____ \$10 each.

(d) Importer to notify wholesalers. The importer shall include the following statement on each invoice covering sales of such lighters to wholesalers:

Order No. 99 issued by the Office of Price Administration under the Maximum Import Price Regulation, establishes your maximum selling price for these eigarette lighters at \$6.00 each delivered, and requires that you include on your invoice to each retailer a statement that his maximum celling price under that order is 810.00 each.

(e) Importer and wholesaler to notify retailers. The importer and every wholesaler selling such cigarette lighters to retailers shall include on the invoice to each retailer the following statement:

Your maximum selling price for these cigarette lighters, as established by Order No. 99 issued by the Office of Price Administration under the Maximum Import Price Regulation is \$10.00 each.

(f) Revocation and amendment. This order may be revoked or amended at any time.

This order shall become effective on July 24, 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13427; Filed, July 23, 1915; 4:25 p. m.]

[MPR 120, Order 1432]

BITUMINOUS COAL IN DISTRICT 8

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, It is ordered:

(a) Coals produced at mines in Pike and Letcher Counties, Kentucky, District No. 8 which do not have a rail connection and are forced to truck to a rail siding may be sold at the maximum prices established for those mines by § 1340.219 of Maximum Price Regulation No. 120 for rail or river shipment plus the sum of 50 cents per net ton.

(b) The prices established herein are f. o. b. transportation facilities, at the rail or river loading point.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) Except as specifically provided in this order the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(e) The applicant shall include a statement on all invoices in connection with the sales of coal priced under this order that the price charged includes an adjustment granted by Order No. 1432 under Maximum Price Regulation No. 120 of the Office of Price Administration.

This order shall become effective July 23, 1945.

Issued this 23d day of July 1945.

JAMES G. ROCEES, Jr., Acting Administrator.

[F. R. Doc. 45-13428; Filed, July 23, 1945; 4:25 p. m.]

[LEPR 188, Amdt. 1 to Order 2333]

D. A. SLITH CHAIR CO.

APPROVAL OF MAXIMUM FRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.153, It is ordered, That Order No. 3363 under MPR 188 be amended in the following respect:

Paragraph (a)(1) is amended to read as follows:

Article	Medel No.	Manufacturer's maximum price to person; other than retailers, who cell from the manufacturer's ettek	Maximum price for sales to retailers by the manufacturer, and by persons, other than retailers, who sell from the manufacturer's steek
Lounge chair and ottoman_	45	\$15.83	\$22.15

These prices are approved in cover fabric at \$1.35 to \$1.75 per yard.

These prices are f. o. b. factory, subject to a cash discount of two per cent for payment within ten days, net thirty days and are for the articles described in the manufacturer's application dated August 21, 1944.

This amendment shall become effective on the 24th day of July 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13429; Filed, July 23, 1945; 4:26 p. m.]

[LIPR 183, Rev. Order 3474]

WARREN SCREW FRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

Order No. 3474 under § 1499.158 of Maximum Price Regulation No. 188 is revised to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of

No. 148---5

Maximum Price Regulation No. 188, It is ordered:

(a) This revised order establishes maximum prices for sales and deliveries of the automobile tire pump manufactured by Warren Screw Products Co., of 7860 N. Dixie Highway, Newport, Michigan, which is described in the manufacturer's application dated November 6, 1944.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

For sales to jobbers who stock... For sales to drop shipment jobbers____
For sales to retailers_____
For sales to consumers_____

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory, and they are subject to a cash discount of two percent for payment within ten days, net thirty days; except that sales to consumers are net.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale

on sales of similar articles.

- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, Section 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.
- (b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$1.56 Do Not Detach

- (c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.
- (d) This revised order may be revoked or amended by the Price Administrator at any time.
- (e) This revised order shall become effective on the 24th day of July 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13430; Filed, July 23, 1945; 4:25 p. m.]

[MPR 188, Order 4135]

FLORENCE LAMP Co., Inc.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register. and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certainarticles manufactured by Florence Lamp Company, Inc., 49 West 27th Street, New York 1, N. Y.

(1) For all-sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manu- facturer to—		For sales by any	
	10.	Job- bers	Re- tailers	to con- sumers	
Portable crystal table lamp	115	Each \$1.21	Each \$1.42	Each \$2.56	

These maximum prices are for the articles described in the manufacturer's

application dated April 5, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of

similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. _ OPA Retail Ceiling Price-\$____ Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of July 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13431; Filed, July 23, 1945; 4:26 p. m.]

[MPR 188, Order 4136]

NEW BRUNSWICK LAMP SHADE Co., INC. APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, It is ordered: (a) This order establishes maximum

prices for sales and deliveries of certain articles manufactured by New Brunswick Lamp Shade Co., Inc., 231 Burnet Street, New Brunswick, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articlo	Model No.	For sales by the manu- facturer to—		For sales by any person	
	140.	Job- bers	Re- tallers	to con- sumers	
12" lamp shades	303 400 300	Each \$0.98 1.19 .85	Each \$1.15 1.40 1.00	Each \$2.07 2.62 1.80	

These maximum prices are for the articles described in the manufacturer's application dated April 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale, on sales of

similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

> Model No. ... OPA Retail Ceiling Price-9____ Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation

14-J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of July 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13432; Filed, July 23, 1945; 4:26 p. m.]

> [MPR 260, Order 1619] FRITZ MAIER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Reg-

ulation No. 260; It is ordered, That:
(a) Fritz Maier, 6635 McCallum,
Philadelphia 19, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Hanci	Panetelas #17	50	Per M \$\$2.50	Cents 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of

a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13433; Filed, July 23, 1945; 4:26 p. m.]

> [MPR 260, Order 1620] DIAMOND CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Diamond Cigar Factory, 1229 7th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size er front- mark	Pack- ing	Mozi- mum list rico	Maxi- mum retali prico
Red Thistle	Capitanes Cerona Extra, Americas Eargents	88888	F# M888888888888888888888888888888888888	Cents 11 19 7 9 8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this or-. der, the discounts they customarily

granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order. but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13434; Filed, July 23, 1945; 4:27 p. m.]

> IMPR 260, Order 16211 TAZIPA VANA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Tampa Vana Cigar Co., 2007!2 11th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
El Romano	Pearls	50	Per M \$93.75	Cents 2for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13435; Filed, July 23, 1945; 4:27 p. m.]

[MPR 260, Order 1622]

S. K. CIGAR CO.

AUTHORIZATION OF 'MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) S. K. Cigar Company, Felton, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
sқ-46	Hand Màde	50	Per M \$60	Cents 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by \$ 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall ap-

ply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13436; Filed, July 23, 1945; 4:27 p. m.]

[MPR 260, Order 1623] JOSE ESCALANTE & Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Jose Escalante and Company, 35 W. Jackson Blvd., Chicago, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack ing	Maxi- num list price	Maxi- mum retail price
Ten-Ten	Sublimes		Per M \$75	1(13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall/with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in-March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the. same March 1942 price class to purchasers of the same class.

- (c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by \$ 1358.113 of Maximum Price Regulation No. 260.
- (d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13437; Filed, July 23, 1945; 4:27 p. m.]

[MPR 260, Order 1624] EVANS L. EPPLEY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260. It is ordered. That:

ulation No. 260, It is ordered, That:

(a) Evans L. Eppley, R. D. #2, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Mazi- mum retail price
Silas Talbot	Paul's 378 de Luxe.	£0	Per M \$48	Cents 6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed in § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogens, Jr., Acting Administrator.

[F. R. Doc. 45-13433; Filed, July 23, 1945; 4:28 p. m.]

[MPR 260, Order 1625] PACKER BROTHERS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, It is ordered. That:

dered, That:

(a) Packer Brothers, 318 W. 47 St., New York, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pock- ing	Mozi- mum list prico	Maxi- mum retail priso
Romeo y Julieta.	Cesares Obsequios	ឌន	Par M \$459 \$30	Cents (3) 44

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported clgars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported eigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and frontmark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1353.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Do: 45-13439; Filed, July 23, 1945; 4:23 p. m.]

[MPR 269, Order 1626] J. & H. CIGAR Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1353.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) J. & H. Cigar Company, 219 Broadway, Bethlehem, Pa. (hereinafter called

"manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or front-mark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing		Maxi- mum retail price
El Composo	Cabinets	50	Per M \$93.75	Cents 2for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufac-turer or a wholesaler in March 1942 on sales of domestic clgars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13440; Filed, July 23, 1945; 4:28 p. m.]

[MPR 260, Order 1627] N. E. NICHOLS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended, It is ordered, That:

(a) N. E. Nichols, 8 West 45th St., New York, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive ecah brand, frontmark and packing of the following imported cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Belinda Punch Hoyo de Monter- rey.	Championsdodo	25 25 25 25	Per M \$250 250 250 250	3 for \$1 3 for \$1 8 for \$1

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on cor-responding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March. 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and front-mark of imported cigars for which maximum prices are established by this order, the importer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices

are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13441; Filed, July 23, 1945; 4:28 p. m.]

[MPR 260, Order 1628] JOSEPHINE CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Josephine Cigar Factory, 1520 13th Avenue, Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list prico	Maxi- mum retail price
Monticello 1	Epicurcs Brevas Coronas	80 80	Per M \$105.00 101.60 60.00	21

¹ Tobacco composition of this brand and frontmark to be the same as specified in application for this frontmark under "Josephine" brand.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or

frontmark of cigars priced by this order. but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13442; Filed, July 23, 1945; 4:29 p. m.]

[MPR 260, Order 1629] VILMA CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Vilma Cigar Factory, 1807 Columbus Drive, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail prico
Vilma	Capitanes Comandos	50 50	Per M \$93.75 93.75	Cents 2for 25 2for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic clgars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 24, 1945.

Issued this 23d day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13443; Filed, July 23, 1945; 4:29 p.m.]

[MPR 120, Order 1431]

GREGORY RUN COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340,210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

Gregory Run Coal Co., Box 221 Clarksbueg, W., Va., Gregory Run Mine, Pittsbueg Seam, Mine Eddex No. 2145, Harrison County, W. Va., Rain Shipting Point: Wolf Stunity, W. Va., Sidip Mine, Manhium Truck Price Group No. 3

•	Size group Nos.					
;	1	2	3	4	5	
Price classification Rail chipment and railread furl Truck chipment	F 233	F 253 333	F 233 203	F 273 263	F 263 253	

Hageborn Coal Co., c/o Caul Hagadorn, Dehislow, W. Va., No. 3 Mine, M. V. Feeedort Seam, Minh Endex No. 247, Mondahia Conny, W. Va., Rail Shipping Form: Rock Foode, W. Va., Deep Mine, Maximum Truck Price Group No. 3

Price chariffeation	J	1	J	ı	1
Rallshipment and railread fuel Truck shipment	333	233	273	2£3	253
Truck chipment	333	333	203	223	233

John Higgers & Son, c/o Charles Higgers, Morgantown, W. Va., Higgers No. 2 Mere, Pittsbuugh Seam, Mine Kidex No. 249, Monorgama County, W. Va., Rail Sheping Point: Canyon Siding, W. Va., Deep Mine, Maxhium Teuch Pince Group No.3

Price electification					
Heilchipment and milwed fuel Truck chipment	203 333	253 323	293 203	273 263	283 283

Youey and King Coal Co., Maidsville, W. Va., Youey and King Mine, Sevienley Seam, Mine Piden No. 2017, Monongalia County, W. Va., Rail Shipping Fourt Madsville, W. Va., Deep Mine, Maxmum Truck Price Group No. 4

Price electification	J	J	J	3	J
Rail clipment and rail- read fact. Truck chipment	273 208	253 263	273 273	273 273	273 273

This order shall become effective July 25, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13486; Filed, July 24, 1945; 11:01 a. m.]

[RMPR 136, Amdt. 1 to Rev. Order 143] Edison General Electric Appliance Co., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation No. 136 and section 6.4 of Second Revised Supplementary Regulation No. 14; It is ordered, That Order 143 under Maximum Price Regulation No. 136 be amended in the following respects:

1. Paragraph (a) is amended by adding the following model numbers and maximum prices at the end of the list of models and prices headed "Flat top sealed units":

	Maximum price
Model:	for each unit
FCA-1	\$52.26
FCA-2	58.94

2. Paragraph (b) is amended by adding the following model numbers and maximum prices at the end of the list of models and prices headed "Flat top sealed units":

	Maximur	n price
Model:	for eac	h unit
FCA-1	 	\$57.85
FCA-2	 	65.36

- 3. Paragraph (c) is amended in the following respects:
- a. The list of models and prices headed "Flat top sealed units" is amended by adding at the end thereof the following model numbers and maximum prices:

	Maximu	m price
Model:	- for eac	ch unit
FCA-1		\$77.00
FCA-2		87.00

b. The last sentence is amended to read as follows:

These prices include installation of the unit in the refrigerator of the consumer and the Federal excise tax, but whenever the dealer installs a model FGA-1 or FGA-2 replacement unit and also installs adaptor parts he may add \$1.00 to the maximum prices listed above for sales of those models by him.

This amendment shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13487; Filed, July 24, 1945; 11:02 a. m.]

[MPR 188, Order 4144] ATLAS MFG. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion ·issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

- (a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Atlas Manufacturing Company, 9761 Olive Street Road, St. Louis 5, Mo.
- (1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maxi price sales man turer	s for s by ufac-	Maximum prices for sales by sellers other than manu- facturer to—	
<i>H</i> **	Jobber	Dealer	Dealer	Con- sumer
Automatic electric grill, cold rolled, satin fin-ished chrome plated steel cast aluminum plate for griddle, size 20½" x 14" x 10"	Each \$38.00	Each \$42.75	Each \$42.75	Each \$57.00

These maximum prices are for the articles described in the manufacturer's application dated April 20, 1945.

- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are f. o. b. factory and subject to a cash discount of 1% for payment within 10 days, net 30 days.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.
- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales. and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administra-
- (b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price-\$57.00 Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the

seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at

any time.

(e) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr. Acting Administrator.

[F. R. Doc. 45-13473; Filed, July 24, 1945; 11:02 a. m.]

[MPR 188, Order 4145] HERBERT MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

- (a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Herbert Manufacturing Company, 1034 Spring Street, Philadelphia 7, Pa.
- (1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufac- turer to—		For sales by any	
	140.	Job- bers	Re- tailers	person to con- sumers	
Metal bed lamp Metal desk lamp	#1 #2	Each \$1,00 1.68	Each \$1, 20 1, 98	Each \$2, 10 3, 50	

These maximum prices are for the articles described in the manufacturer's application dated March 7, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on

o sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those

sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. _____ OPA Retail Ceiling Price—\$____ Do Not Detach

- (c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.
- (d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14J.
- (e) This order may be revoked or amended by the Price Administrator at any time.
- (f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13474; Filed, July 24, 1945; 11:02 a. m.]

[MPR 188, Order 4146]

Dorsey Mfg. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Dorsey Manufacturing Company, 657 Crocker Street, Los Angeles 21, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	the ma	les by anufac- to—	For sales by any
	No.	Job- bers	Re- tailers	person to con- sumers
Plastic lamp base	#300 #400 #500	Each \$7.50 9.42 10.39	Each \$3.82 11.03 12.22	Each \$15.90 19.95 22.00

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the celling price inserted in the blank spaces:

Model No. ____ OPA Retail Ceiling Price—3____ Do Not Datach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogens, Jr., Acting Administrator.

[F. R. Doc. 45-13475; Filed, July 24, 1945; 11:02 a. m.]

[MPR 188, Order 4147]

King Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

'(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by King Company, 1618 Nostrand Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Artilla	Mgdel No.	For sales by the manufac- turer to—		For sales by any	
•	20.	Joh- ters	Re- tailers	to con- sumers	
Metal pin-up lamp and chois Metal bed lamp.	A-413	Each SLC3 LC0	Each \$1.22 1.20	Each \$2.20 2.15	

These maximum prices are for the articles described in the manufacturer's application dated April 4, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 183 became applicable to those cales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.153 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ____ OPA Retail Ceiling Price—\$____ Do Not Detach

- (c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.
- (d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.
- (e) This order may be revoked or amended by the Price Administrator at any time.
- (f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[P. R. Doc. 45-13476; Filed, July 24, 1945; 11:03 a. m.] [MPR 188, Order 4148] B & H Sales Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by B & H Sales Company, 1472 Broadway, New York 18, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articlo	Model No.	For sales by the manufac- turer to—		For sales by any	
	No.	Job- bers	Re- tailérs	to con- sumers	
Metal bed lamp	. 1	Each \$1.00	Each \$1.20	Each \$2.15	

These maximum prices are for the articles described in the manufacturer's application dated June 12, 1945.

- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.
- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.
- (b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall

be established ounder the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13477; Filed, July 24, 1945; 11:03 a. m.]

[MPR 188, Order 4149]

ACE METAL PLASTIC CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: It is ordered:

- (a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ace Metal Plastic Corp., 126 11th Ave., New York 11, N. Y.
- (1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

-		Maximum prices for sales by any seller to—			
Article M	Model No.	Job- ber	Chain and depart- ment store	Other re- taller	Con- sumer
Aluminum fry pan	FA7	Each \$0. 45	Each \$0.54	Each \$0.60	Each \$0.90

These maximum prices are for the articles described in the manufacturer's application dated July 3, 1945.

- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.
- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.
- (b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or

label shall contain the following statement:

OPA Retail Ceiling Price—\$0.90 each Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at

any time.

(e) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13478; Filed, July 24, 1945; 11:03 a. m.]

[MPR 188, Order 4150]

MONTGOMERY & Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Montgomery & Company, 8231/4 West Pico Boulevard, Los Angeles 15, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum

prices are those set forth below:

Articlo	Number	Maximum prices for sales by all persons to—			
	Number	Whole- salers	Re- tail- ets	Con- sumers	
Oigarette lighter (24 K gold filled).	"Aladdin".	Each \$4. 21	Each \$5. 61	Each \$9, 35	

These maximum prices are for the articles described in the manufacturer's application dated July 3, 1945.

- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.
- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington,

D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$9.35 each Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at

any time.

(e) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45–13479; Filed, July 24, 1945; 11:04 a. m.]

[MPR 188, Order 4152] G. F. C. Mfg. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulations No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by G. F. C. Manufacturing Company, 85 Atlantic Avenue, Brooklyn 2, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For so the mo ture	For sales by any	
•	10.	Jobs bers	Re- tailers	person to con- sumers
Walnut, and crystal table lamp and shade. Vanity lamp and shade with square mirror base and column or	1000	Each \$5.24	Each \$6.17	Each \$11, 10
crystal glass and round glass base	701	2, 46	2.89	5.20

These maximum prices are for the articles described in the manufacturer's application dated May 16, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. _____ OPA Retail Ceiling Price—3____ Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the

purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13480; Filed, July 24, 1945; 11:04 a. m.]

[MPR 183, Order 4153]

THE FURELO CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Furblo Company, Hermansville, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

			Maximum pr	ices for cales by	7 any seller to-	•
Article	Mgdel	Distribu- ters	Whelesalers (jobbers) mill, electric mater, res- taurant and hetel, form cretors equipment ctores	Industrial, commercial or institu- tional users (3 units or more)	Industrial, commercial or institu- tional users (less than 3 units)	Users other than indus- trial, com- mercial or institu- tional
13½" exhaust fan 13½" exhaust fan with vent	1 2	E::11 SH.43 SV.85	E::1 131.23 27.83	Ec:11 SVI.23 CO.74	Each \$35.63 67.70	Eash \$76,50 79,65

These maximum prices are for the articles described in the manufacturer's application dated March 26, 1945. To each of these maximum prices, each seller may add only the exact amount of Federal Excise Tax which he is required to nay.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and

no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13481; Filed, July 21, 1945; 11:01 a.m.]

[MPR 183, Order 4154]

PITTSBURGH FLUORESCENT LIGHTING EQUIPMENT Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Pittsburgh Fluorescent Lighting Equipment Company, 928 Penn Avenue, Pittsburgh, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufac- turer to—		For sales by any
		Job- bers	Re- tailers	to con- sumers
Lamp holder	#100	Each \$2.50	Each \$3	Each \$5.40

These maximum prices are for the articles described in the manufacturer's application dated March 2, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales-and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling prices inserted in theblank spaces:

Model No. _ OPA Retail Ceiling Price-\$____ Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at

(f) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13482; Filed, July 24, 1945; 11:04 a. m.]

[MPR 188, Order 4155]

ACME CONCRETE PRODUCTS CO. AND MAULE INDUSTRIES

AUTHORIZATION OF MAXIMUM PRICES

A petition for modification of maximum prices has been filed by producers of concrete building blocks with plants located within a radius of 15 air-miles of the Dade County (Florida) Court House. This petition is being processed pursuant to the provisions of Maximum Price Regulation No. 188.

It appears that authorization for such producers to use adjustable pricing pending final-action on the petition for modification of maximum prices is necessary to permit the production and continued supply of concrete building blocks, and that such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. and Executive Orders Nos. 9250 and 9328.

After due consideration of the foregoing and in accordance with § 1499.19a of the General Maximum Price Regulation, which is made a part of Maximum Price Regulation No. 188, as amended, by incorporation pursuant to § 1499.151

thereof, It is ordered:

(a) Pending final determination by the Office of Price Administration of the petition for modification now on file, the Acme Concrete Products Company, Miami, Florida, and Maule Industries, Miami, Florida, are hereby authorized to sell, and any person may buy from them. concrete building blocks with a specification of 1,000 lbs. per square inch gross area at prices not in excess of the maximum prices presently established in paragraph (a) (32 (iv) of Order A-1 under Maximum Price Regulation No. 188, as amended: Provided, however, That the aforementioned companies may agree with any purchaser in any contract for the sale of these products that the contract price may be adjusted to conform to the final determination of the Price Administrator upon the pending petition for modification, and: Provided further, That the aforementioned companies may not receive, and its purchasers may not pay, an amount in excess of the maximum prices established under paragraph (a) (32) (iv) of Order A-1 under Maximum Price Regulation No. 188, as amended, until final action is taken on the petition for modification now pending, and unless such final action permits

an increase in such maximum prices. (b) This order shall be automatically revoked on the effective date of action by the Office of Price Administration on the petition for modification. It may be

revoked or amended by the Price Administrator at any time.

This order shall become effective July 25, 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13483; Filed, July 24, 1945; 11:05 a. m.]

[MPR 188, Order 4156] Marco Mfg. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Marco Manufacturing Company, 6423 West Boulevard, Inglewood, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum

prices are those set forth below:

Articlo	Num- ber	Maximum prices fo sales by all persons to		
•		Whole- salers	Ro- tailers	Con-
Cigarette lighter	105	Each \$1.58	Each \$2.10	Each \$3. 60

These maximum prices are for the articles described in the manufacturer's application dated May 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net. delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following state-

ment:

OPA Retail Ceiling Price-\$3.50 Each Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at

any time.

(e) This order shall become effective on the 25th day of July 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13484; Filed, July 24, 1945; 11:05 a. m.]

> [MPR 260, Order 1630] ·GALLO & BAER CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Gallo & Baer Cigar Company, 2202 N. Howard, Tampa 7, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
West Pointer	Senatordo do Venitadododo	50 50 50 50 50 50	161, 50 131, 00 131, 00	Cents 21 21 21 17 17 17

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order. the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufac-turer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a whole-- saler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 25, 1945.

Issued this 24th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13488; Filed, July 24, 1945; 11:05 a. m.]

> [Rev. Gen. Order 51,1 Amdt. 2] HEALTH FOOD STORES

AUTHORIZATION TO FIX COMMUNITY CEILING PRICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (m) (6) is amended to read as follows:

(6) "Health food stores." A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this order a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements.

This amendment shall become effective August 2, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

Approved, July 17, 1945.

CLINTON P. ANDERSON, Secretary of Agriculture.

[F. R. Doc. 45-13637; Filed, July 25, 1945; 11:46 a.m.]

[Max. Import Price Reg., Amdt. 2 to Order 83]

CERTAIN IMPORTED GOODS

RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation; It is ordered:

Order No. 83 under the Maximum Import Price Regulation is amended in the following respects:

- 1. Paragraph (b) is amended by adding a new subparagraph (4) to read as follows:
- (4) Goods you price under Maximum Price Regulation No. 580. (Even though an item falls in one of the classes of imported goods listed in paragraph (c) of this order, you must secure your maximum price for it from your pricing chart under Maximum Price Regulation No. 580 instead of using this order (i) if the item is listed in either a general category or a specific category in Appendix C of Maximum Price Regulation No. 580 or (ii) if you elect to include it on your pricing chart as an item which is related to articles that fall within any general category in Appendix C of Maximum Price Regulation No. 580.)
- 2. The item "Men's wallets" in the table in paragraph (c) is amended to read "Men's wallets and billfolds".
- 3. The table in paragraph (c) is amended by adding the following:

Column II Permitted percentage markup on cost

75

75

Column I

(percent) Classes of imported goods: Novelty woodenware, such as trays, bowls, vaccs, etc....

Leather goods, consisting of cigar and cigarette caces, compacts, purces, letter cases (pocket size), deal: sets and memo pads...

4. The text of paragraph (c) amended by adding thereto a further proviso to read as follows: "Provided, further, That if you delivered or offered for delivery in March 1942 any item included in the classes of imported goods listed below you may continue to sell the same item at your maximum price established under the General Maximum Price Regulation by such delivery or offer for delivery in March 1942."

²9 F.R. 408, 11982.

'This Amendment No. 2 shall become effective July 26, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13638; Filed, July 25, 1945; 11:48 a. m.]

[Supp. Order 94, Order 71]
RUBBER COATED FABRIC PATCHES
SPECIAL EXEMPTION OF SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, It is ordered:

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by resellers of new rubber coated fabric patches, %" wide, 1%" long, with linen adhesion protector, manufactured by Plymouth Rubber Co., which have been or may be purchased from the United States Department of Commerce are exempt from price control.

(b) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall be effective July 26, 1945.

Issued this 25th day of July 1945.

. James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13650; Filed, July 25, 1945; 11:39 a.m.]

[MPR 136, Amdt. 1 to Order 346] DIAMOND T. MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment 1 to Order No. 346 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Diamond T. Motor Car Company, Docket No. 6083-136.25a-29.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, Executive Orders 9250 and 9328, and section 21 of Revised Maximum Price Regulation 136; It is ordered:

(1) The schedule of list prices for drivers' cabs contained in paragraphs (a) (2) (i), (b) (1) (i), and (c) (1) (i) of Order 346 under Revised Maximum Price Regulation 136 is amended to read as follows:

Model number	Description	List price f. o. b. factory
17	Cab, driver's deluxe	\$200
40	Cab, driver's deluxe	265

- (2) All requests not granted herein are denied.
- (3) This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective July 26, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13643; Filed, July 25, 1945; 11:45 a. m.]

[MPR 188, Amdt. 90 to Order A-1]
NARROW MOUTH GLASS CONTAINERS
ADJUSTMENT OF MAXIMUM PRICES

An opinion involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (58) (iv) is amended to read as follows:

(iv) Applicable period of this paragraph. The provisions of this paragraph shall be applicable only on shipments made during the period May 1, 1945, to September 30, 1945, inclusive.

This Amendment No. 90 shall become effective July 30, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13645; Filed, July 25, 1945; 11:39 a. m.]

[MPR 188, Order 4127]

THE AIRCRAFTSMEN CO.

APPROVAL OF MAXIMUM PRICES

Correction

In Federal Register Document 45–13262, appearing at page 9144 of the issue for Tuesday, July 24, 1945, the bracketed headnote should read as set forth above.

[MPR 188, Order 4151] WINDOW GLASS

ORDER AUTHORIZING ADJUSTABLE PRICING

A petition has been filed by several manufacturers of window glass for an amendment of Maximum Price Regulation 188, as amended, to increase the presently established maximum prices under that regulation for window glass. This order is applicable only to manufacturers of such window glass.

It appears that authorization for such manufacturers to use adjustable pricing, pending final action on the petition for modification of maximum prices, is necessary to promote the production and continued supply of window glass, and that such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

After due consideration of the foregoing and in accordance with § 1499.19a of the General Maximum Price Regulation, which is made part of Maximum Price Regulation 188, as amended, by in-corporation pursuant to § 1499.151 thereof, *It is ordered*:

(a) Pending final determination by the Office of Price Administration of the petition for amendment now on file, manufacturers of window glass are hereby authorized to sell and any person may buy from them window glass, at prices not in excess of the maximum prices established in accordance with Maximum Price Regulation 188, as amended: Provided, however, That any such manufacturer may agree with any purchaser in any contract for the sale of window glass, that the contract price may be adjusted to conform to the final determination of the Price Administrator upon the petition for amendment, and: Provided further, That such manufacturers may not receive and their purchasers may not pay an amount in excess of the maximum prices established under Maximum Price Regulation 188. as amended, until final action is taken on the petition for amendment now pending and then only to the extent such final action permits an increase of such maximum prices.

(b) This order shall be automatically revoked upon the effective date of action by the Price Administrator on the pending petition for amendment. It may be revoked or amended by the Price Administrator at any time.

This Order No. 4151 shall become effective July 28, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13644; Filed, July 25, 1945; 11:39 a. m.]

[RMPR 357, Order 3]

INDIA TANNED GOATSKINS

MAXIMUM PRICES FOR IMPORTATION AND RE-SALE AFTER ARRIVAL IN THE UNITED STATES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357, It is ordered:

(a) The maximum prices at which any person may purchase, sell or deliver E. A. C. in a diamond mark East India tanned goatskins shall be the applicable maximum prices for corresponding grades, weights and selections of S. P. mark East India tanned goatskins established by sections 4 and 5 of Revised Maximum Price Regulation 357.

(b) This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. 3 shall become effective July 28, 1945.

Issued this 25th day of July 1945.

James G. Rogers, Jr., Acting Administrator.

[F. R. Doc. 45-13646; Field, July 25, 1945; 11:41 a. m.] [RMPR 528, Rev. Order 29]

TIRES AND TUBES, RECAPPING AND REPAIR-ING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (d) of Revised Maximum Price Regulation 528; It is ordered:

Order No. 29 under Maximum Price Regulation 528 is redesignated Revised Order No. 29 and is revised to read as follows:

(a) The maximum retail price for the following new tire shall be as follows: 7.50-16, 4-ply, mud and snow

..... \$26.50 each truck tire_

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this revised order shall apply to the sales covered by this revised order.

(c) This revised order may be revoked or amended by the Office of Price Administration at any time.

This revised order shall become effective July 28, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13647; Field, July 25, 1945; 11:46 a: m.]

[MPR 586, Order 1]

STORAGE AND TERMINAL SERVICES

POSTPONEMENT OF FILING REQUIREMENTS AS TO CERTAIN GRAIN WAREHOUSEMEN

For the reasons set forth in the accompanying opinion and under the authority vested in the Price Administrator by section 12 (b) (7) of Maximum Price Regulation No. 586, it is ordered:

- (a) As to grain warehousemen (including terminal elevators, sub-terminal elevators and country elevators) subject to Maximum Price Regulation No. 586, the requirement stated in section 12 (b) (4) that certain statements of maximum prices, rates and pricing methods be filed within 90 days after the effective date of the regulation (i. e., prior to September 1, 1945), is hereby waived:
- (b) Grain warehousemen affected by the foregoing modification are hereby required to prepare and file the statements described in section 12 (b), in the manner therein prescribed, on or before November 15, 1945.
- (c) This order may be revoked, amended or corrected by the Price Administrator at any time.

This order shall become effective July 28, 1945.

Issued this 25th day of July 1945.

JAMES G. ROGERS, Jr., Acting Administrator.

[F. R. Doc. 45-13648; Filed, July 25, 1945; 11:46 a. m.]

Regional and District Office Orders. [Region I Order G-70 Under RMPR 122, Amdt. 55]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, subparagraph (11) (Appendix 11) of paragraph (o) of Region I Order No. G-70 under Revised Maximum Price Regulation No. 122 is hereby amended to read as follows:

(0) Appendices establishing specific maximum prices.

(11) Appendix 11, bituminous coal, Springfield, Massachusetts Arca—(a) Maximum prices established by this Appendix 11. This Appendix 11 establishes specific maximum prices for sales of bituminous coal (as that term is defined below in the Springfield, Massachusetts Area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said coal. Price Schedule I contains prices for sales on a delivered basis to consumers; Price Schedule II contains prices for yard sales to consumers; and Price Schedule III contains prices for yard sales to dealers. The Springfield, Massachusetts Area

shall, for the purposes of this Appendix 11, include the cities and towns of Agawam, Brimfield, Chicopee, East Longmeadow, Hampden, Longmeadow, Ludlow, Monson, Palmer, Southampton, Southwick, Springfield, Wales, Ware, Westfield, West Springfield and Wilbraham in the Commonwealth of Massachusetts, and the township of Enfield in the State of Connecticut.

The term "bituminous coal" shall, whenever used in this Appendix 11, include all kinds and sizes of bituminous coal produced in Bituminous Coal Producing Districts 1 and 2 except (1) "pre-pared bituminous" which is priced under Region I Revised Order No. G-10 under RMPR #122, and (2) Cannel Coal and splint-lump fireplace coals.

Norz: Bituminous coals within the second exception above (i. e. cannel coal and splintlump from Producing Districts 1 or 2), and all other bituminous coals delivered in the Springfield, Massachusetts, area by dealers (i. e. all bituminous coals produced in other producing districts, and any mixture of coal produced in other districts with coal produced in Districts 1 and 2) shall remain subject to Revised Maximum Price Regulation No. 122, and shall be priced under the appropriate pricing rule in § 1340.254 (b) thereof, and shall be reported in accordance with § 1340.262 (c) thereof.

(b) Schedules of maximum prices. All prices are per net ton. Customer classifications in Price Schedules I and II also refer to net tons, and are defined and explained in paragraph (d), below.

(1) Price Schedule I: Sales on a delivered basis. (a) Maximum prices for sales of bituminous coal on a "direct delivery" basis to consumers at any point in the Springfield, Massachusetts, area.

	Price per
Justomer Classification:	net ton
I. 25 or less	
II. More than 25, but not more th	a n
599	9.93
III. More than 500	9.63

(b) If the buyer requests such service of him, the dealer may charge not more than fifty cents (50¢) per net ton for any carry or wheel from a "direct delivery" point to the consumer's bin or storage facility.

(2) Price Schedule II: Yard sales to consumers. Maximum prices for sales of bituminous coal delivered at the yard of any dealer in the Springfield, Massachusetts, area to consumers:

Customer classification: Price per net ton I. 25 or less... 811.18 II. More than 25... 9.18

(3) Price Schedule III: Yard sales to dealers. The maximum price for sales of bituminous coal delivered at the yard of any dealer in the Springfield, Massachusetts Area to dealers in fuels who resell them shall be \$8.28 per net ton.

(c) Terms of sale. (1) For sales to customers in Class I under Price Schedules I and II, the maximum prices shall be reduced by \$1.00 per ton if payment is made by the buyer on delivery or within ten (10) days after delivery of the coal, which reduction is a "cash discount". If payment is not required or made at the time of delivery or within ten (10) days thereafter, terms shall be net 30 days.

(2) For sales to customers in Classes II and III under Price Schedule I and Class II in Price Schedule II, the maximum prices shall be reduced by three percent (3%) if payment is made by the buyer on delivery or by the 10th of the month following delivery. If payment is not required or made at the time of. delivery or by the 10th of the month following delivery, terms shall be net 30 days after date of delivery.

(3) For yard sales to dealers under Price Schedule III, terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days or net 10 days

E. O. M.

(d) Customer classifications. The classification of a customer in one of the tonnage classifications set forth in Price Schedule I and II in paragraph (b) shall be made upon the basis of that customer's total annual consumption of all solid fuels (except wood and wood products) even though he may purchase portions thereof from two or more dealers, and regardless of the number of points to which delivery is made.

In the event that it is impossible for any reason to determine the customer's proper classification at the time of the sale or delivery (as, for example, in the case of a customer who converts from oil to coal), an estimate shall be made of his probable consumption, he shall be tentatively classified upon the basis of that estimate, and the dealer or dealers supplying him shall make an appropriate refund and may require that the customer agree to pay an appropriate additional amount if, when his actual classification has been determined, it appears that he was entitled to a lower price or could properly have

been charged a higher one.

(e) Chemical or oil treatment. If any bituminous coal for which maximum prices are established by this appendix has been subjected to oil or chemical treatment by the producer to allay dust or to prevent freezing, and the producer has properly made a charge for such treatment in accordance with the provisions of Maximum Price Regulation No. 120, the dealer selling such coal may add to the applicable maximum prices established by this Appendix a treatment charge at the rate of ten cents (10¢) per ton. The dealer shall state the treatment charge separately from all other items on his invoice.

This Amendment No. 55 shall become effective July 5, 1945.

Issued this 5th day of July 1945. ·

H. Russell Cort, Acting Regional Administrator.

[F. R. Doc. 45-13452; Filed, July 23, 1945; 4:31 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 56]

SOLID FUELS IN BOSTON REGION .

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

	Amount of addition				
Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.	
Lucanna: Broken, egg, stove, chestnut, pea, buck- wheat and rice	\$0.20	\$0.10	\$0.05	None	

- 2. Subparagraph (9) of paragraph (1) is amended by adding the word "Lucanna".
- 3. Subparagraph (51) is added to paragraph (1) to read as follows:
- (51) "Lucanna" means that Pennsylvania anthracite produced by the Frackville Coal Company, Incorporated, and prepared at its Lucanna Colliery at Cumbola, Pennsylvania, and which meets the quality and preparation standards established by Order No. I-28 under Maximum Price Regulation No. 112.

This Amendment No. 56 shall become effective July 7, 1945.

Issued this 5th day of July 1945.

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H. Russell Cort,
Acting Regional Administrator.

[F. R. Doc. 45-13451; Filed, July 23, 1945; 4:31 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 57]

Solid Fuels in Boston Region

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

- 1. In the provision for "Steele or Alden" in subparagraph (2) of paragraph (e), the words "or Alden" are hereby deleted.
- 2. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

	Amount of addition				
* Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.	
Alden: Broken, egg, stove, chestnut, pea and buckwheat Rice	\$0.40 •25	\$0.20 .15	\$0.10 •05	None None	

This Amendment No. 57 to Order No. G-70 shall become effective July 7, 1945.

Issued this 5th day of July 1945.

H. RUSSELL CORT, Acting Regional Administrator.

[F. R. Doc. 45-13450; Filed, July 23, 1945; 4:30 p. m.]

[Region I Order G-70 Under RMPR 122, Amdt. 58]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

,	Amount of addition				
Kind and size	Per net ton	Per ½ton	Per ¼ ton	Per 100 lbs.	
Eagle Hill: Broken, egg, stove, chestnut, pea, buckwheat and rice	\$0.40	\$0.20	\$0.10	None	

- 2. Subparagraph (9) of paragraph (1) is amended by adding the word "Eagle Hill".
- 3. Subparagraph (52) is added to paragraph (1) to read as follows:
- (52) "Eagle Hill" means that Pennsylvania anthracite produced by the Eagle Hill Coal Company and prepared at its

Eagle Hill Breaker at St. Clair, Pennsylvania, and which meets the quality and preparation standards established by Order No. L-31 under Maximum Price Regulation No. 112.

This Amendment No. 58 shall become effective July 14, 1945.

Issued this 11th day of July 1945.

H. Russell Cont, Acting Regional Administrator.

[F. R. Doc. 45-13449; Filed, July 23, 1945; 4:30 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 20]

PENNSYLVANIA ANTHRACITES IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I Oathe Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

- 1. In the provision for "Steele or Alden" in paragraph (a), the words "or Alden" are hereby deleted.
- 2. The following is added to the table in paragraph (a):

	Amount of addition			
Kind and size	Per	Per	Per	1001pa
	net ton	½ ton	% ton	Let
Alden: Broken, cgg, stove, chestnut, pea and buckwheat Rico	\$0.40	\$0.20	\$0, 10	None
	•25	.15	, 05	None

This Amendment No. 20 to Revised Supplementary Order No. 2 shall become effective July 7, 1945.

Issued this 5th day of July 1945.

H. RUSSELL CORT, Acting Regional Administrator.

[F. R. Doc. 45-13448; Filed, July 23, 1945; 4:30 p. m.]

[Region I Rev. Supp. Order 2 Under RMPR 122, Amdt. 21]

Solid Fuels in Boston Region

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. In the provision for "Orange Disc" in paragraph (a), the "Note" relating to the expiration date for said provision is hereby deleted.

This Amendment No. 21 shall become effective as of midnight May 31, 1945.

Issued this 10th day of July 1945.

H. RUSSELL CORT, Acting Regional Administrator. [F. R. Doc. 45-13447; Filed, July 23, 1945; 4:30 p. m.]

[Region I Supp. Order 8 Under RMPR 122, Amdt. 10]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. In the provision for "Orange Disc" in paragraph (c), the "Note" relating to the expiration date for said provision is hereby deleted.

This Amendment No. 10 shall become effective as of midnight, May 31, 1945.

Issued this 10th day of July 1945.

H. RUSSELL CORT, Acting Regional Administrator.

[F. R. Doc. 45-13446; Filed, July 23, 1945; 4:30 p. m.]

[Region II Order G-3 Under Supp. Order 94]

COTTON BANDANNAS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

- (a) What this order does. This order establishes maximum prices at wholesale and-retail at which new blue cotton bandannas hereinafter described may be sold and delivered by the United States Department of Commerce and by any subsequent reseller in the states of New York, New Jersey, Pennsylvania, Delaware, Maryland, and in the District of Columbia.
- (b) Maximum prices. Maximum prices for new blue cotton bandannas described herein shall be:

Description of bandannas. Bandannas, blue, cotton material, fast color, stitched hem two sides, white polka dot borderline 2½" wide, polka dot design in center size 21¼" x 21¼".

(1) The United States Department of Commerce's price to wholesalers f. o. b. shipping point, \$1.08 per dozen.

(2) Wholesalers price and The United States Department of Commerce's price to retailer f. o. b. shipping point, \$1.31.

(3) Price for all sales at retail \$.18 each.

- (c) Discounts. Every seller shall continue to maintain his customary allowances, discounts or other price differentials.
- (d) Notification. Any person who sells the bandannas described in para-

graph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum price, and stating that the retailer is required by this order to attach to each bandanna before sale a tag or label containing the following: OPA ceiling price, \$.18 each.

(e) Tagging. Any person who sells the bandannas described in paragraph (b) at retail shall attach to each bandanna before sale a tag or label which plainly states the retail celling price.

(f) Relation to other regulations and orders. This order with respect to the commodities it covers supersedes any maximum price regulation otherwise applicable.

(g) Definitions. (1) "Retailer" means any seller who makes sales to an ultimate consumer other than an industrial, institutional or commercial user.

(2) "Wholesaler" means any seller who makes sales to any person other than an individual ultimate consumer and shall include sales to industrial, institutional and commercial user.

tional and commercial user.
(3) The term "delivery" when used herein shall apply only to deliveries to the ultimate destination of the purchaser within the states of New York, New Jersey, Pennsylvania, Delaware, Maryland, and the District of Columbia.

(h) Revocation and amendment. This order may be revoked or amended at any time.

This order shall become effective June 27, 1945.

Issued this 27th day of June 1945.

Damel P. Woolley, Regional Administrator.

[F. R. Doc. 45-13454; Filed, July 23, 1945; 4:32 p. m.]

[Region VI Rev. Order G-14 Under RMPR 122] Solid Fuels in Milwaukee County, Wis.

Order No. G-14 under Revised Maximum Price Regulation No. 122 is redesignated Revised Order No. G-14 and is revised and amended to read as follows:

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered:

(a) What this order does. This order establishes maximum prices for sales of specified solid fuels delivered in Milwaukee County, Wisconsin, except as provided in section (c). These are the highest prices that any dealer may charge when he delivers any such fuel within this area; they are also the highest prices that any buyer in the course of trade or business may pay for such solid fuels.

(b) What this order prohibits. Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Revised Order No. G-14; but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by:

(i) Charging for a service unless expressly requested by the buyer and unless specifically authorized to do so by this order.

(ii) Charging a price higher than the schedule price for a service.

(iii) Making a charge higher than the schedule charge authorized for the extension of credit.

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, or

(v) Using any other device by which a higher than maximum price is obtained.

(c) Price schedule. (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices before discounts for sales of specified sizes, kinds and quantities of solid fuels. Column 1 describes the coal or coke for which prices are established. Column 2 shows the maximum prices for "direct delivery" of domestic fuel sold in quantities of less than 1 ton. Column 3 shows the maximum price for direct delivery of domestic fuel sold in quantities of 1 ton or more.

Column 4 shows the maximum prices for "yard sales" of domestic fuel. Column 5 shows the maximum prices for "commercial" or "steam" sales and Column 6 shows the maximum prices for "yard sales" to dealers. The terms "direct delivery," "yard sales" and "commercial sales" are defined in paragraph (j) of this order.

"Dealer at yard" prices established by this revised order may not be charged to dealers who do not have their principal place of business in Milwaukee County, Wisconsin. Such sales shall be priced under the provisions of Revised Maximum Price Regulation No. 122.

AREA PRICES FOR MILWAUXEE, WIS.

(1)	(2)	(3)	(4)	(5)	(6)
Description	Domestie,	Domestle, 1 km or more	Domostie, at yard	Commor-	Dealer at yard
I. Hi-volatila bitumi- neus, Dictrim Nes.					
2 and 3: 1. Lump, 2" or larger. 2. Ess and lump	\$3 . 60	\$10.20	\$9,35		\$7.70
mixed. 3. Stove, 2" x 1½"	5.23	10.10	9.25		7.60
and larger. H. Low volatile bitu-	5.50	9.95	2.10		7.45
mineur, Dirtrirt No. 7:				32	
1. Egg, 3" x 2" and larger	7.60	14.20	13.25	\$12.45	11.70
2. Stove, 2" x 114" and lawer 3. Nut, 114" x 114"	7. 23	13,45	12.60	11.70	10.95
and larger.	6.73	12.45	11.60	10.70	9.05
ingor 6. Serecology, ?./'x0	6.28	11.55	10.70	9.80	9.03
e. Run of mine. III. Hi-velatile bitu- mineus, District	5.03 5.83			7.20 8.90	6.60 8.15
No.8: 1. Lump, 2" and larger:					
n. Miller's Creek. b. Elkhem. c. Dorothy. d. Island Creek.	6,20 6,63 5,93 5,83	11.49 11.65 10.85 10.65	10.25 10.20 10.60 0.80	9.65 9.20 9.16 8.86	8.60 8.53 8.35 8.15
e. Hand plaked fire- place, class A 2. Egg:	6.20	11.95	11.10		9.43
a. Miller's Creek. b. Eikhern c. Derothy d. Island Creek.	6.03 5.93 5.85 5.75	10.85 10.65	9.80	9.10 8.00	8.55 8.35 8.15 8.00

No. 148---7

AREA PRICES FOR MILWAUKEE, WIS.—Continued						
(1)	(2)	(3)	(4)	(5)	(6)	
Description	Domestic,	Domestic, 1 ton or more	Domestic, at yard	Commer-	Dealer at	
III. Hi-volatile bituminous, District No. 8—Continued. 3. Stove: a. Miller's Creek b. Elkhorn d. Island Creek 4. Stoker: a. Rescreened b. Unscreened b. Unscreened b. Elkhorn c. Dorothy d. Island Creek Island Creek V. Hi-volatile bituminous, District No. 10 (Southern subdistrict) Price Group Nos. 1, 2 and 8 (Deep machine	\$5. 85 5. 80 5. 70 6. 05 5. 85 5. 25 5. 15 5. 10	10. 60 10. 50 10. 40 11. 05 10. 65 9. 50 9. 50 9. 30	9. 75 9. 65 9. 55 10. 20 9. 80 8. 65 8. 65 8. 45	8. 85 8. 75 8. 65 9. 25 8. 85 7. 70 7. 70 7. 50	8. 10 8. 00 7. 90 8. 55 8. 15 7. 00 7. 00 6. 80	
mines): 1. Egg, 3" x 2" size group No. 5 2. Dedusted screenings, size group Nos. 26 and 27	5. 25 5. 00	l		·	6. 99 6. 44	
V. Pennsylvania anthracite: 1. Egg, stove, nut 2. Pea. 3. Buckwheat 4. Rice VI. By-product coke: 1. Egg, stove, nut VII. Briquettes, all types	8. 75 7. 93 6. 90 5. 80 7. 40 7. 08	16. 45 14. 80 12. 75 10. 60 13. 75	15. 60 14. 05 11. 90 9. 75		14.00 12.30 10.25 8.10 11.15	

- (2) The maximum prices for all sales by dealers of solid fuels not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended: Provided, That for all domestic sales made by dock dealers, unequipped dealers and equipped dealers by direct delivery to domestic users, there shall be added to the maximum prices applicable under Revised Maximum Price Regulation No. 122, as amended, the sum of 10¢ per ton. This increase of 10¢ per ton shall not apply to commercial sales or any other type of sales made by the dock dealer, the unequipped and equipped dealers other than those made by direct delivery to domestic users.
- (3) Anything herein to the contrary notwithstanding, the maximum prices in schedule (c) (1) for "commercial" or "steam" sales for any type of fuel shall be inapplicable with respect to any sales at or from dealers' yards located in South Milwaukee, Wisconsin, or in Cudahy, Wisconsin. Such dealers shall compute the prices for "commerical" or "steam" sales in accordance with the provisions of Revised Maximum Price Regulation No. 122.
- (4) Anything herein to the contrary notwithstanding, this Order shall not apply to sales by any producer of coke.
- (d) Service charges. The service charges set forth below may be made for special services rendered in connection with sales under paragraph (c). No other or higher service charges may be made. Service charges must be separately stated on each invoice.

Gents per	LUIL
Trimming	50
Carrying up or down stairs	50
Carrying or wheeling commercial or	
steam coal (but not domestic coal)	
from curb	50
• • • • • • • • • • • • • • • • • • • •	-

- (e) Cash discounts. Not less than the following discounts must be granted by any seller to any purchaser whose account for previous sales shall not be past due:
- (1) On sales of domestic coal and briquettes, 25¢ per ton, provided payment is made within 5 days of delivery.
- (2) On sales to dealers of bituminous coal, coke and briquettes:
- (i) Delivered from 1st to 10th of month, 10¢ per ton, if payment is made before the 20th of the month. (ii) Delivered from 10th to 20th of month,
- 10¢ per ton, if payment is made before end of month.
- (iii) Delivered from 20th to end of month, 10¢ per ton, if payment is made before 10th of next month.
- (3) On sales of anthracite, if payment is made within 15 days from date of delivery:

•	per ton
(i) Egg, stove, and chestnut	_ 15
(ii) Pea and buckwheat	10
(iii) Rice	5

(f) The transportation tax. transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this revised order, provided the dealer states it separately from the price on his invoice or statement. But no part of that tax may be collected, in addition to the maximum price on sales of quar-

ter-ton or lesser quantities.

(g) Addition of increases in supplier's price prohibited. Notwithstanding the provisions of Revised Maximum Price Regulation No. 122, the maximum prices set by this revised order may not be increased and need not be decreased by a dealer to reflect increases or decreases in purchase costs or in his supplier's maximum prices occurring after the effective date hereof; but increases or decreases in the maximum prices set hereby, to reflect such changes are within the discretion of the Regional Administrator.

(h) Petitions for amendments. This revised order may be revoked, amended or modified at any time. Any dealer may at any time file with the Milwaukee District Office of the Office of Price Administration a petition for amendment to this revised order in accordance with the provisions of Revised Procedural Reg-

ulation No. 1.

(i) Posting of maximum prices. (1) Each dealer subject to this revised order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

- (2) Every person making a sale of solid fuel for which a maximum price is set by this revised order shall keep a record thereof showing: the date; the name and address of the buyer, if known; the per net ton price charged and the solld fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.
- (j) Every person selling solid fuels subject to this revised order shall, either at the time of, or within thirty days after the date of a sale or delivery of solid fuels governed by this revised order give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended. shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size, and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charged and taxes which must be deducted from or which may be added to the established maximum prices: Provided, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated; And further provided, That provisions of this paragraph (j) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

- (k) Charge for treatment of coal. (1) Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this revised Order No. G-14, Provided, That the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state-the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.
- (2) Whenever a dealer selling coal at the dock purchases raw coal from a producer or supplier and subjects that coal to an oil treatment against dust at the dock, that dealer, in selling the coal so treated by him, may add to the applicable maximum prices set by this revised order a treatment charge not in excess of 10¢ per ton, Provided, That such an addition may be made only with respect to those sales in which the purchaser requests oil treated coal, And further provided, That the treatment charge so made shall be stated separately from all other items on the dealer's invoice.
- (1) Definitions. When used in this revised Order No. G-14, the term,
- (1) "Direct delivery" means dumping, chuting or otherwise depositing the fuel into any bin or storage space available on the buyer's premises.

- (2) "Yard sales" means sales wherein the solid fuel is loaded at the dealer's yard into the conveyance or conveyances owned, hired or controlled by the purchaser.
- (3) "Commercial" or "steam sales" means sales of fuel of the type for which maximum prices are established in Column 5 of the schedule to all industrial users, all apartment buildings with four or more apartments, and any other users whose normal requirements exceed 50 tons per year and who purchase their coal in full truckload lots.
 - (4) "Pennsylvania anthracite" means only coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania. "Chestnut" size of Pennsylvania anthracite refers to the size of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Committee effective December 15, 1941.
 - (5) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended.
 - (6) "Low volatile bituminous coal" refers to coal produced in the low volatile sections of the producing districts specified herein.
 - (7) "High volatile bituminous coal" refers to coal produced in the high volatile sections of the producing districts specified herein.
 - (8) "Egg, stove, nut," etc., sizes of bituminous coal refer to the sizes of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior.
 - (9) Except as otherwise provided herein or as the context may otherwise require, all terms used in this revised order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or the Emergency Price Control Act of 1942; if not therein defined, they shall be given their ordinary and popular trade meaning.
 - (m) Effect of order on Revised Maximum Price Regulation No. 122 and Regional Order No's. G-19, G-20, G-21, and G-22. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122 shall remain in full force and effect. Regional Order No's. G-19, G-20, G-21, and G-22 are superseded as to dealers covered hereby.

Note: The record-keeping requirements of this revised order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revised Order No. G-14 shall become effective immediately.

Issued this 12th day of July 1945.

RAE E. WALTERS, Regional Administrator.

[F. R. Doc. 45-13444; Filed, July 23, 1945; 4:29 p. m.]

[Syracuse Order G-1 Under MPR 426, Amdt. 1]

FRESH FRUITS AND VEGETABLES IN SYRA-CUSE, WATERTOWN AND UTICA, N. Y.

For the reasons stated in an opinion issued simultaneously herewith, Order No. G-1 issued under section 8 (a) (7)

of Maximum Price Regulation No. 426, as amended, by the Syracuse District Office of the Office of Price Administration is amended in the following respects:

- 1. Section 3 is amended in that:
- (a) The items Eggplant, Icaberg Lettuce and Sweet Potatoes shall read as follows:

Commodity	Standard container and/or minimum contents	Scare a	Baring point	Freight allowence
Eggplant	112 tushel crate, 45 pounds Bushel, O pounds LA or Sillies crate, 63 pounds and 48 heads d0 Bushel	All year	Ft. Mycrs, Fla. do. Silma, Calif. do. do. do. do. do. do. do. do. El Contro, Calif. Surest, Lo.	\$1.67 .83 1.32 1.56 4 1.64 1.69 1.69 1.69 1.56 .52

- (b) Asterisks shall be added after the following items:
- (1) All cucumber items except hothouse cucumbers.
 - (2) All eggplant items.
 - (3) All green pea items.
 - (4) All snap bean items.
 - (5) All sweet pepper items.
- (c) The last paragraph of section 3 shall be amended to add the following provision: "In the event any of the items marked with an asterisk are received in the wholesale receiving points of Syracuse, Watertown or Utica, New York, by carlot direct from the shipping point, the carlot freight rate from the basing point to the receiving point, plus protective services, shall be added instead of the freight allowances provided in this order."

This amendment shall become effective November 8, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 3d day of November, 1944.

STEPHEN P. TOADVINE, District Director.

[F. R. Doc. 45-13544; Flied, July 23, 1945; 11:15 p. m.]

[Region VII Order G-26 Under RMPE 122, Amdt. 36]

SOLID FUELS IN DERVER REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set-forth in the accompanying opinion, this Amendment No. 36 is issued.

1. What this Amendment No. 36 does. This Amendment No. 36 relates only to Revised Appendix I, Albuquerque Trade Area, of paragraph (q) of Order No. G-26, and effects a compilation of said Revised Appendix I, including all changes made therein by Amendment No. 28, Order No. G-28 under Revised

Maximum Price Regulation No. 122, and certain adjusted price increases now granted by this Amendment No. 36 to compensate for certain wage increases authorized in War Labor Board Case No. 9-9529; but the dollars-and-cents prices set forth in Revised Appendix I, Albuquerque Trade Area, by this Amendment No. 36 remain subject to the applicable increases, if any, authorized by Order No. G-24 under Revised Maximum Price Regulation No. 122.

- 2. Revised Appendix I, Albuquerque Trade Area, is hereby amended to read as follows:
- (q) Apprentices establishing specific maximum prices for certain trade areas in Region VII.

REVISED APPENDIX—ALDUQUEEQUE TRADE AREA

- (1) To what cales this Revised Appendix I applies. Tals Revised Appendix I applies only to cales made by dealers and licensed or unlicensed truck-dealers in the Albuquerque Trade Area of the State of New Mexico, which means all of that area contained within a radius of seven miles from the intersection of West Central Avenue with North and South Fourth Streets in the City of Albuquerque.
- (2) Relation to other orders. Tals Order No. G-26 and this Revised Appendix I thereto, as amended, supersede Order No. G-2and Order No. G-18 and Amendment No. 1 thereto, and embody all price changes made by Amendment No. 23 and Order No. G-23, and by this Amendment No. 36, insofar as the same apply to the Albuquerque Trade Area.
- (3) "Licenced trucker-dealer" means a person duly licenced in accordance with a local law to engage in the business of purchasing colid fuel for resale and making delivery thereof by truck or other conveyance to his customers, and who does not have or maintain a coal yard or coal storage facilities.
- (4) Specific maximum prices. If you are a dealer and cell in the Albuquerque Trade Area, either f. o. b. your yard or delivered by truck direct from the mine or from your yard, any one or more of the kinds and olzes of coal named in this Revised Appendix I, your maximum prices therefor are those cat forth in Parts 1 and 2 of the following:

Effective date. This	36 shall become effective	LYCY
Prices		Part
Table of Maximum Prices	-	

4 [[odo 06	of July, 1	Issued		्रि. स. Do		[Nashvi]	Ic An oph	ment ha	Maximun	The all District C Price Repart the	:swomor .	(a) The to peddler producer's don. McM	the follow 40 cents	20 cents	(b) The to peddler	producer's a radius of platform shall be the	50 cents 25 cents 15 cents (c) The
		120	} a	\$12.60	11.35 7.60		12.20	10.95		12.15 11.30 11.30 11.30	8. 10	10.95 10.05 9.30 7.80			100#	\$0.75	sales by trucker- to con-
١	Part 8	Vord prices	per ton							•					150#	\$1.60	
				\$6.80	6.5 88		6.60	6.8	· · ·	09.00.04. 09.00.05. 09.00.05.	. 55	6.00 5.15 4.40	-	lces	200#	1.00	Delivered licensed dealers sumers
		563	Per ½ ton	93	O 44			9		6564	₹1		Part 1	Delivered prices	250#	\$1.65 1.15	sensed ucker-
	Part 1	Delivered prices	<u>~</u>		150	•-		10				N 1900		Dell	1/4-ton	\$3.10 2.20	s by H
	*	Delive	Per ton	\$13.10 14.95	11.85 8.10		12.70	11.45		44444 88888	æ æ	11.45 10.55 9.80 8.30			1/2-ton	\$5.40 3.90	Delivered sales by licensed or unlicensed trucker- dealers to dealers
			Pe							-					1 ton	\$10.30	Delive or deal
		Size		Ohestnut. #1, #2, #3 grate, egg, stove and			#3, 3" lump.	#5, 6" x 3" grate		#1, 4" lump #3, 1½" lump #1, 8" x 2" org #0, 3" x 12" mtt #1, 1½" x 2" slock	1 #12, 1" x 0" slack	#6, 3" nut. #6, 3" nut. #7, 2½" x 1½" nut. #8, 1½" x 1½" x 1½" poi. #6, 1" x ½" poi.				#1, 2" lump #9, 1" x 3g" pea	-
		Kind and letter designation		Certilios authractio produced at Madrid, N. Mex.: A	DQ	Bituminous coal produced in district IT	Subdistrict 1, Walsenburg: B. Subdistrict 9. New Mexico	No. 1: F	Bituminous coal produced in district 18	Subdistrict 1, Gallup: OH I	Cerrillos:	NO AG		-		Subdistricts 3 and 9, La Ventana and Rio Puerco: (R).	

1 The prices hereinabove established for sizes #11 and #12 slack coal are for commercial deliveries of ono ton Nore: Unlicensed trucker-dealers can sell to dealers only, and must not sell to consumers

\$8.30 per ton

(R) #1, 2" lump (S). (S). (S).

(5) Letter designation. For record-keeping purposes, the letter designation hereinabove set forth may be used to show the kind of solid fuel sold.

connection with the sale and delivery of coal made by you in the Albuquerque Trade Area, you, at the request of the purchaser, perform any one or more of the special services set forth below, the (6) Special service charges. If, in

maximum prices which you may charge for such services are as follows:

0

Commodity	Standard container and/or minimum contents	Season	Basing point	Freight allowance
Grapefruit, White-Texas Surp beans Sweet potatoes	Grapefruit, White-Texas 19th bushel 8 1-5 4 15 131 15 13	8/1-5/4 5/5-7/31 All year 4/1-7/31	Homestead, Fla Homestead, Fla Gl5-731 Wesleoo, Tex Homestead, Fla Homestead, Fla Sl1-3/31 Sunset, Lo	\$1.02 1.15 1.15 82 82 82 82
This amendment shall become ef May 24, 1945. Issued this 8th day of May 1945. Stephen P. Toadving, District Directl	Tective or, fice.	Approved: F. D. CROMIN, Regional Distributi (F. R. Doc. 45-135,	Approved: F. D. Cronin, Regional Director of Food Distribution. [F. R. Doc. 45-13543; Filed, July 24, 1945; 1:15 p. m.]	24, 1915;

[Cleveland Order G-2 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN CLEVE-LAND, OHIO, DISTRICT

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, Second Revised Delegation Order No. 1A, issued by the Regional Administrator of Region TII of the Office of Price Administration and section 2 (b) of Maximum Price Regulation No. 426, and for the reasons set forth in the accompanying opinion, this order is issued.

SECTION I. What this order does. This order allows an increase in the maximum prices of certain fresh fruit and vegetables over the maximum prices established by Maximum Price Regulation No. 426 when sold by "purveyors". For the purposes of this order, a "purveyor" shall mean a person who:

1. Purchases the kind of fresh fruits and vegetables being priced;

2. Maintains and employs the facilities for washing, trimming, sorting, grading, re-packing and warehousing in connection with the sale of the particular items being sold;

3. Employs salesmen to call on institutional and commercial users;

4. Makes less-than-carlot than-trucklot or less-than-original-container sales to restaurants, ships, hotels, hospitals, camps, or other institutional users;

5. Delivers within the metropolitan area surrounding and including the city, town, village or other populated area in which his warehousing and selling facilities are located;

6. During the three-month period of October, November, and December 1943, sold at least 75% of the dollar volume of his sales of fresh fruits and vegetables to hotels, restaurants, ships, hospitals, camps, and other institutional users;

7. Has filed with this District Office of the Office of Price Administration an affidavit to the effect that he qualified under the foregoing stipulation requisite to being considered a purveyor: Provided, That a seller shall be considered a purveyor only when making sales to institutional users of goods which have been handled and sold in this manner and no seller shall be considered a purveyor when selling unbroken containers.

SEC. II. Applicability. On and after the effective date of this order "purveyors" located at wholesale receiving points within the area of the Cleveland District Office are hereby granted a markup on sales of fresh fruits and vegetables not to exceed 150% of the applicable overall maximum markups on items for less-than-car-lot and lessthan-truck-lot sales named in the appendices to Article III, Section 15 of Maximum Price Regulation No. 426.

Sec. III. This order shall be effective within the Cleveland District Area.

Sec. IV. All other provisions of Maximum Price Regulation No. 426 remain in full force and effect, and such regulation is modified by this order only to the extent hereinbefore set forth.

This order shall become effective February 12, 1945.

Issued: February 12, 1945.

CLINTON M. FISKE, District Director.

Approved:

E. O. POLLOCK. Regional Director of Food Distribution.

[F. R. Dcc. 45-13542; Filed July 24, 1945; 1:14 p. m.]

LIST OF COMMUNITY CERLING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register July 21, 1945.

REGION II

Camden Order 3-F. Amendment 49, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:50 a.m.

Camden Order 4-F, Amendment 49, covering fresh fruits and vegetables in the Atlantic and Cape May Counties, New Jercey. Filed 9:50 a. m.

District of Columbia Order 1-0, Amend-ment 9, covering eggs in the District of Columbia, Virginia and Maryland. Filed 9:50

Erie Order 20, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:49 a. m.

Erie Order 21, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:49 a. m.

New York Order 3-C, Amendment 9, covering poultry in certain areas in New York and New Jersey. Filed 9:52 a.m. New York Order 4-C. Amendment 9. cov-

ering poultry in certain areas in New York and New Jersey. Filed 9:52 a. m.

New York Order 5-O, covering cags in the New York and Newark Districts. Filed 9:52

New York Order 6-O, covering eggs in the New York and Newark Districts. Filed 9:52 a. m.

New York Order 9-F, Amendment 18, covering fresh fruits and vegetables in the five boroughs of New York. Filed 9:51 a.m. New York Order 10-F, Amendment 18, cov-

ering fresh fruits and vegetables in the Nassau and Westchester Counties, New York. Filed 9:51 a. m.

New York Order 12-F, Amendment 11, covering fresh fruits and vegetables in certain

counties in New York. Filed 9:51 a.m. Philadelphia Order 1-O, covering eggs in certain areas in Pennsylvania. Filed 9:44 ä. m.

Philadelphia Order 6-F, Amendment 35, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:44

Philadelphia Order 11-F, Amendment 10, covering fresh fruits and vegetables in certain

counties in Pennsylvania. Filed 9:44 a.m. Philadelphia Order 12-F. Amendment 10, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:44

Pittsburgh Order 4-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:44 a.m.

Pittsburgh Order 6-F, Amendment 4, covering fresh fruits and vezetables in certain counties in Pennsylvania. Filed 9:44 a.m.

Pittsburgh Order 13, Amendment 4, covering dry groceries in certain countles in Pennsylvania. Filed 9:48 a.m.

Pittsburgh Order 14, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 9:48 a. m.

Scranton Order 16-C, Amendment 8, covering poultry in certain counties in Pennsylvania. Filed 9:27 a.m.

Trenton Order 1-C, covering poultry in certain counties in New Jercey. Filed 9:43

Trenton Order 2-C. covering poultry in certain countles in New Jersey. Filed 9:43

Trenton Order 3-O, covering eggs in the Trenton, New Jersey, Area. Filed 9:43 a.m.

Trenton Order 4-O, covering eggs in the Trenton, New Jersey Area. Filed 9:43 a.m. Trenton Order 12-F, Amendment 16, cover-

ing fresh fruits and vegetables in certain counties in New Jercey. Filed 9:49 a. m.
Williamsport Order 8-O, covering eggs in Elli and McKean Counties, Pennsylvania.

Filed 9:53 a. m.

Williamport Order 9-O, covering poultry in certain counties in Pennsylvania. Filed

9:53 a.m. Wallam:port Order 10-0, covering eggs in certain counties in Pennsylvania. Filed 9:53 a. m.

Rugion III

Cleveland Order F-1, Amendment 48, covering frech fruits and vegetables in Cuyahoga, Ohio. Filed 9:54 a.m.

Cleveland Order 3-P, Amendment 43, covering fresh fruits and vegetables in Mahoning and Trumbull Counties, Ohio. Filed 9:54 a.m.

Cleveland Order 4-F, Amendment 43, covering fresh fruits and vegetables in Stark and Summit Counties, Ohio. Filed 9:54 a.m.

Columbus Order 1-C, covering goultry in certain counties in Ohio. Filed 9:55 a.m. Columbus Order 10-P, covering fresh fruits and vegetables in Franklin, Logan and Mushingum Counties, Ohio. Filed 9:54 a.m. Columbus Order 11-P, covering fresh

fruits and vegetables in certain counties in Ohio. Filed 9:55 a.m. Detroit Ordes 2-C, Amendment 6, covering

poultry in certain counties in Michigan. Filed 9:53 a. m.

Detroit Order 5-P, Amendment 23, covering frech fruits and vegetables in certain counties in Michigan.! Filed 9:55 a.m. Eccanaba Order 2-C, Amendment 2, cov-

ering poultry in certain counties in Michian. Filed 9:55 a.m. Lexington Order 1-C, Amendment 6, cov-

ering poultry in certain counties in Kenuchy. Filed 9:33 a.m. Lexington Order 2–C. Amendment 6, cov-

ering poultry in certain counties in Kentucky. Filed 9:33 a.m.

Lexington Order 3-C, Amendment 6, covering poultry in Owen and Gallatin Coun-

tles, Kentucky. Filed 9:32 a.m.
Lexington Order 5-P, Amendment 15, covering fresh fruits and vegetables in Fayette County, Kentucky. Filed 9:55 a. m.

Lexington Order 6-F, Amendment 15, covering fresh fruits and vegetables in Campbell and Kenton Counties, Kentucky. Filed 9:53 a. m.

Lexington Order 7-F, Amendment 15, covcring fresh fruits and vegetables in Boyd County, Kentucky. Filed 9:56 a.m.

Lexington Order 14, Amendment 4, covering dry greceries in Owen and Gallatin Coun-

ties, Kentucky. Filed 9:43 a.m.
Lexington Order 15, Amendment 2, covering dry groceries in Owen and Gallatin
Counties, Kentucky. Filed 9:33 a.m.
Saginaw Order 25, Amendment 1, covering

dry groceries in the Saginaw Area. Filed 9:35 a.m.

Toledo Order 10-C, Amendment 7, cover-

ing poultry. Filed 9:35 a.m.

REGION IV

Miami Order 1-F, Amendment 21, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:34 a.m.

Roanoke District Order 1-C, Amendment 6, covering poultry in the Roonoke Area. Filed 9:31 a. m.

Roanoke District Order 2-C, Amendment 6, covering poultry in the Roanoke Area. Filed 9:31 a. m.

Roanoke Order 11-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:32 a.m.

REGION V

Little Rock District Order 2-F, Amendment 64, covering fresh fruits and vegetables in Pulaski County, Arkansas. Filed 9:31 a.m.

Little Rock District Order 4-F, Amendment 54, covering fresh fruits and vegetables in Miller County, Arkansas. Filed 9:30 a.m. Little Rock District Order 5-F, Amendment

55, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 9:30 a. m. San Antonio Order 2-F, Amendment 23,

covering fresh fruits and vegetables in Bexar County, Texas. Filed 9:32 a. m. San Antonio Order 3-F, Amendment 19,

covering fresh fruits and vegetables in Austin, Texas. Filed 9:32 a. m.

San Antonio Order 4-F, Amendment 19, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:32 a.m.

REGION VI

Des Moines Order 14, Amendment 4, covering dry groceries in certain areas in Iowa. Filed 9:28 a. m.

Des Moines Order 15, Amendment 4, covering dry groceries in certain areas in Iowa. Filed 9:28 a.m.

Des Moines Order 16, Amendment 4, covering dry groceries in certain areas in Iowa. Filed 9:28 a. m.

Green Bay Order 4-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:35 a.m. Green Bay Order 4-F, Amendment 20, cov-

ering fresh fruits and vegetables in Wisconsin. Filed 9:34 a. m. Green Bay Order 6-F, Amendment 20, cov-

ering fresh fruits and vegetables in Florence, Forest and Marinette, Wisconsin. Filed

Quad-Cities Order 2-F, amendment 43, covering fresh fruits and vegetables in certain areas in Illinois and Iowa. Filed 9:34 a. m.

REGION VII

Wyoming Order 8-C, covering poultry in retain counties in Wyoming. Filed 9:30 certain counties in Wyoming. a. m.

Wyoming Order 9-C, covering poultry in certain areas in Wyoming. Filed 9:30 a. m. Wyoming Order 10-C, covering poultry in

certain areas in Wyoming. Filed 9:29 a.m. Wyoming Order 11-C, covering poultry in

certain counties in Wyoming. Filed 9:29 a.m. Wyoming Order 12-C, covering poultry in certain counties in Wyoming. Filed 9:28 a.m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

> ERVIN H. POLLACK, Secretary.

[F. R. Doc. 45-13625; Filed, July 25, 1945; 11:39 a. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File No. 43-198]

OKLAHOMA POWER AND WATER CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of July A. D. 1945.

Oklahoma Power and Water Co., a subsidiary of The Middle West Corporation, a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935 regarding the issuance of \$550,000 principal amount of 2% promissory notes due \$100,000 on November 27, 1945, \$100,000 on March 27, 1946 and \$350,000 on July 27, 1946, secured by \$750,000 principal amount of Oklahoma Power and Water Co.'s 5% Bonds, Series C, due February 1, 1948, to certain banks in exchange for 2% notes due July 27, 1945 in the same principal amount held by such banks; and

Said declaration having been filed on June 29, 1945 and notice of filing having been given in the form and manner prescribed in Rule U-23 promulgated pursuant to said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and Oklahoma Power and Water Co. having requested that such declaration be permitted to become effective on or about July 25, 1945; and

The Commission finding under section 7 of said Act that the requirements of section 7.(c) are satisfied and that no adverse findings are necessary under section 7 (d) and deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective forthwith:

It is hereby ordered pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid declaration be and hereby is permitted to become effective forth-

By the Commission.

[SEAL]

ORVAL L. DUBOIS, -Secretary.

[F. R. Doc. 45-13607; Filed, July 25, 1945; 11:12 a. m.]

WAR MANPOWER COMMISSION.

BALTIMORE, MD., AREA

EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Baltimore Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Sta-bilization Programs," effective August 16, 1943 (8 F.R. 11338).

1. Purpose.

Basic hiring procedures.
 Statements of availability.

Certificate of prior employment.

Employment authorizations.

6. Disposition of forms.

7. Special referral provisions.
8. Restrictions on employment of persons for less than 48 hours per week.

9. Restrictions on hiring by employers granted exemption from the 48-hour work-week.

10. Utilization of existing hiring channels.

11. Exclusions.

12. Appeals.

13. Solicitation of workers.

14. Hiring.

15. Representation.

16. General referral policies. 17. Definitions.

18. Applicability of program: 19. Effective date.

Section 1. Purpose. In furtherance of the war effort the State Director of the War Manpower Commission for Maryland, with the concurrence of the Baltimore Area Management-Labor Committee, and the approval of the Regional Director, has adopted the following stabilization program for the Baltimore Area. The purpose of the program is to eliminate wasteful labor turnover, to reduce unnecessary migration by encouraging the full use of local labor. and to obtain the maximum utilization of manpower resources under standards protecting the rights of all concerned.

Sec. 2. Basic hiring procedures. (a) No employer shall hire any individual in, or for work in, the Baltimore Area except upon referral by, with the consent of, or in accordance with arrangements with, the United States Employment Service of the War Manpower Commission.

(b) The Area Director of the War Manpower Commission, after consultation with the Area Management-Labor Committee, may issue regulations, in accordance with the provisions of this program, governing hiring procedures, the referral of workers to jobs, the priority of their referral, and the establishment of employment ceilings flxing the upper level of employment beyond which an individual employer may not hire.

Sec. 3. Statements of availability. (a) Statements of availability may be granted only by employers engaged in essential or locally needed activities, or by an office of the United States Employment Service.

(b) Circumstances under which statements of availability shall be granted:

(1) By the employer: (i) If the employee has been discharged, or his employment has been otherwise terminated by his employer;

(ii) If the employee has been laid off for an indefinite period or for a period of 7 or more days;

(iii) If continuance of employment would involve undue personal hardship:

(iv) If the employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation;

(v) If the employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

(2) By the United States Employment Service of the War Manpower Commis-

(i) If the employer fails or refuses to issue a statement of availability promptly

to an individual when any of the circumstances set forth in section 3 (b) (1)

- (ii) If the individual is in the employ of an employer who the War Manpower Commission finds, after notice, hearing, and final decision, has not complied with any War Manpower Commission employment stabilization program, regulation, or policy, and for so long as such employer continues his noncompliance after such finding.
- (c) A statement of availability shall contain only the individual's name, address, social security number, if any, the name and address of the issuing employer or War Manpower Commission officer and office, the date of issuance, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.
- (d) A worker seeking a statement of availability or a referral to employment under any circumstances except where he has been laid off or discharged from his last employment by his employer, shall remain on his job until the statement is issued, unless remaining on the job would subject him to undue personal
- (e) A statement of availability authorizes new employment only upon referral by, with the consent of, or in accordance with arrangements with, the United States Employment Service
- (f) The Area Director of the War Manpower Commission, after consultation with the Management-Labor Committee, and in order to promote greater stability in employment, may withdraw, for specified categories of employers, the authorization to such employers to issue statements of availability and may require that all statements of availability in such cases be issued by the United States Employment Service under the circumstances stated in sections 3 (b) (1) and (2).
- SEC. 4. Certificate of prior employment. (a) Every employer shall give every employee who is separated for any reason whatsoever from his employment in an activity other than an essential or locally needed activity, a certificate of prior employment in substantially the following form:

CERTIFICATE OF PRIOR EMPLOYMENT

NameS. S. No
Occupation
Entered our employ on
and was separated from our pay roll on
Company
Address
Ву

- (b) No employer in an activity other than an essential or locally needed activity shall refuse, when requested, to issue a certificate of prior employment to any such employee.
- (c) No employer shall place on a certificate of prior employment any information not required by the above form.
- (d) A certificate of prior employment shall not be issued to an individual separated from employment in an essential or locally needed activity.

- (e) A certificate of prior employment authorizes new employment only upon referral by, with the consent of or in accordance with arrangements with, the United States Employment Service.
- Sec. 5. Employment authorizations. (a) The local office of the United States Employment Service will issue employment authorizations, or referral cards to available employment, to individuals under the following circumstances:

(1) When the applicant has not pre-

viously been employed;

(2) When the applicant is unable to secure a certificate of prior employment and has established to the satisfaction of the United States Employment Service that he was not at any time during the preceding 60-day period engaged in an essential or locally needed activity.

SEC. 6. Disposition of forms. (a) Each person who is employed shall give his new employer the referral card, certificate of prior employment, or employment authorization which has authorized his employment. The employer shall retain it as part of the personnel record of the employee as evidence that such employment is not in violation of the stabilization program, and shall make it available for inspection, upon request to a representative of the War Manpower Commission.

(b) An individual who has received a statement of availability or a certificate of prior employment as provided herein, and who desires referral to other employment, shall present the statement or certificate to the United States Employment Service as evidence of his eligibility for referral to such other employ-

SEC. 7. Special referral provisions. (a) If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

(b) No individual whose last regular employment was in agriculture shall be referred to nonagricultural work except after consultation with a designated representative of the War Food Administra-

Sec. 8. Restrictions on employment of persons for less than 48 hours per week. (a) Notwithstanding any other provisions of this program, no employer shall employ any person for a scheduled workweek of fewer hours than the individual worked for his most recent employer unless such employment is authorized by the local office of the United States Employment Service.

- (b) Employment for a scheduled workweek of 48 hours, or of 45 hours in a plant operating on a 3-shift basis, shall not be considered "fewer hours" even though the applicant has previously worked more than 48 hours.
- (c) The Employment Service may authorize the employment of an applicant for "fewer hours" than those worked for his most recent employer if the individual presents a compelling personal reason

to warrant a reduction in his hours of work.

- Sec. 9. Restrictions on hiring by emplayers granted exemption from the 48hour workweek. The Area Director may prohibit the hiring without special permission of additional persons, in any category, by an employer to whom exemption has been granted from the provision of Executive Order No. 9301 establishing a minimum wartime workweek of 48 hours.
- Sec. 10. Utilization of existing hiring channels. To the maximum degree consistent with the regulations of the War Manpower Commission and with the objectives of this employment stabilization program, local initiative and cooperative efforts will be encouraged and utilized and maximum use made of existing hiring channels such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions, and government agencies.

SEC. 11. Exclusions. No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of an employee for agricultural employment;

(b) The hiring of an employee for work which the Area Director may designate as "casual work" or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employ-ment" for the purpose of the program unless the individual is customarily engaged in the type of work designated as 'casual work"

(c) The hiring by a foreign, State, county, or municipal government, or their political subdivisions, or their agencies and instrumentalities, or (only so far as the issuance of statements of availability to their employees for other employment is concerned) to the hiring of any of their employees unless such foreign, State, county or municipal government, or political subdivision, or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program;

(d) The hiring of an employee in any territory or possession of the United States, except Alaska and Hawaii;

(e) The hiring for domestic service of a female employee whose last employment was in domestic service or who has not been employed in full-time regular employment at any time since December 8, 1941;

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period;

(g) The hiring of an individual who has been in the employment of the hiring employer at any time during the preceding 30-day period. The employment herein referred to does not include "casual work" nor employment which is supplemental to the employee's principal

Sec. 12. Appeals. Any worker or employer may appeal from any act or failure to act by the War Manpower Commission under this program, in accordance with regulations and procedures of the War Manpower Commission. The granting or denial of a statement of availability by the United States Employment Service of the War Manpower Commission may be appealed by an employer or an employee provided an appeal is filed with the United States Employment Service local office within 3 days from the date of the notice of such determination.

SEC. 13. Solicitation of workers. No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

Sec. 14. Hiring. The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

SEC. 15. Representation. Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

SEC. 16. General referral policies. No provision in this program shall limit the authority of the United States Employ-

ment Service to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

Sec. 17. Definitions. (a) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees, and poultry, and shall not include any packing, canning, processing, transportation, or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(b) "Essential activity" means any activity included in the War Manpower Commission list of essential activities.

(c) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(d) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employments mean his principal employment.

(e) "State" includes Alaska, Hawaii, and the District-of Columbia.

SEC. 18. Applicability of program. This program shall be effective throughout the Baltimore Area which includes Baltimore City; districts 1, 2, 3, 9, 12, 13, 14, and 15 of Baltimore County; district 5 of Anne Arundel County and district 3 north of and including Pasadena.

SEC. 19. Effective date. The provisions of this program shall become effective at 12:01 a.m. on January 1, 1945

Dated: December 27, 1944.

GRAFTON LEE BROWN, Acting Area Director.

Approved: December 30, 1944.

HENRY E. TREIDE, Regional Director.

[F. R. Doc. 45-13505; Filed, July 24, 1945; 11:11 a. m.]

[Amdt. 1]

BALTIMORE, MD., AREA

EMPLOYMENT STABILIZATION PROGRAM

The employment stabilization program for the Baltimore Area, dated January 1, 1945, is hereby amended as follows, effective July 1, 1945:

Paragraph (e) of section 11 is amended by deleting the entire paragraph and substituting in lieu thereof the following: "The hiring of an employee for domestic service."

Dated: June 29, 1945.

Grafton Lee Brown, Area Director.

Approved: June 30, 1945.

HENRY E. TREIDE, Regional Director.

[F. R. Doc. 45-13506; Filed, July 24, 1945; / 11:12 a. m.]